

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 08-CIV-80119-MARRA/JOHNSON

JANE DOE NO. 2,

Plaintiff,

-vs-

VOLUME IV OF IV

JEFFREY EPSTEIN,

Defendant.

Related cases:

08-80232, 08-08380, 08-80381, 08-80994

08-80993, 08-80811, 08-80893, 09-80469

09-80591, 09-80656, 09-80802, 09-81092

DEPOSITION OF
DETECTIVE JOSEPH RE CAREY

Tuesday, April 27, 2010

10:03 - 5:23 p.m.

505 South Flagler Drive
Suite 1100
West Palm Beach, Florida 33401

Reported By:

Jeana Ricciuti, RPR, FPR, CLR
Notary Public, State of Florida
Prose Court Reporting

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
CASE No.502008CA037319XXXXMB AB

B.B.

Plaintiff,

-vs-

VOLUME IV OF IV

JEFFREY EPSTEIN
AND SARAH KELLEN,

Defendants.

DEPOSITION OF
DETECTIVE JOSEPH RECAREY

Friday, March 19, 2010

10:03 - 5:23 p.m.

505 South Flagler Drive
Suite 1100
West Palm Beach, Florida 33401

Reported By:
Jeana Ricciuti, RPR, FPR, CLR
Notary Public, State of Florida
Prose Court Reporting

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 10-80309

JANE DOE NO. 103,

Plaintiff,

-vs-

VOLUME IV OF IV

JEFFREY EPSTEIN,

Defendant.

DEPOSITION OF
DETECTIVE JOSEPH RE CAREY

Tuesday, April 27, 2010

10:03 - 5:23 p.m.

505 South Flagler Drive
Suite 1100
West Palm Beach, Florida 33401

Reported By:
Jeana Ricciuti, RPR, FPR, CLR
Notary Public, State of Florida
Prose Court Reporting

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1 Appearances continued...

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10 Also Present: Jeffrey Epstein
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I N D E X
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WITNESS:	CONT'D CROSS	CROSS	REDIRECT	RECROSS
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P R O C E E D I N G S

- - -

BY MR. WEINBERG:

Q. Good afternoon, sir.

A. Good afternoon.

Q. To finish up the subject that we were talking about right before the recess, do you ever recall discussions with the State Attorney's office about an offer that was extended to Mr. Epstein to plead guilty and receive a five-year period of probation for an aggravated assault charge?

A. Yes.

Q. And that was a subject of discussion between you and members of the State Attorney's office?

A. With Assistant State Attorney Lanna Belohlavek. I don't know if that's her last name, how it's pronounced, but close enough.

Q. If we call her Lanna, I think we both know who we're discussing.

A. Yeah.

Q. And those discussions occurred within or around the winter of 2005, '6?

A. I believe so.

Q. And was that a sentence and a charge option that was extended to Mr. Epstein through his then

1 counsel?

2 MS. ARBOUR: Form.

3 THE WITNESS: I believe so, yes.

4 BY MR. WEINBERG:

5 Q. And that was an offer that was extended by the
6 State Attorney following discussions with the Palm Beach
7 Police Department, correct?

8 A. That was when we had just heard about it. We
9 were unaware that the offer was made.

10 Q. And how did you become aware that the offer
11 was made?

12 A. I had made numerous telephone calls to the
13 State Attorney's office to inquire where we were, and
14 did not receive any return phone calls. I went over to
15 the State Attorney's office personally on an unrelated
16 incident to drop off some filing packets, and that's
17 when I went by and I saw Lanna was in her office.

18 Q. Lanna was an experienced State attorney,
19 correct?

20 MS. ARBOUR: Form.

21 THE WITNESS: I know she had been there for
22 some time.

23 BY MR. WEINBERG:

24 Q. And you knew she had been a prosecutor for sex
25 offense cases for some time, correct?

1 A. She did a lot of crimes against children.

2 Q. And she, on other occasions, advocated
3 prosecution of people on felony charges, correct?

4 A. I hadn't had many dealings with her so I don't
5 know. You know, I knew of her. She was actually at the
6 office, State Attorney's office, when I was employed
7 there many years ago.

8 Q. And that was how many years ago?

9 A. I've been with Palm Beach almost 19 years.

10 Q. So we're talking about at least 20 years ago?

11 A. Yeah.

12 Q. And she had been there, to your knowledge,
13 continuously from the time that you knew she was there
14 20 years ago?

15 A. Yeah.

16 Q. And you knew her specialty to be charging
17 people that were -- for offenses that dealt with
18 violations of underaged people, correct?

19 MS. ARBOUR: Form.

20 THE WITNESS: I believe so. I believe so.

21 Like I said, I didn't have many dealings with her.

22 BY MR. WEINBERG:

23 Q. So you saw her in the office that day?

24 A. And that was the time that I just had learned
25 of the offer that was made to previous counsel.

1 Q. And did you take a position on that offer?

2 A. Personally, I told her I didn't agree with it,
3 but I couldn't speak for the department. It actually
4 had to come from people with a higher pay grade than
5 mine, so I just relayed the information back to
6 Chief Reiter.

7 Q. And what, if anything, did Chief Reiter do?

8 MS. ARBOUR: Form.

9 THE WITNESS: I believe he tried to make
10 contact with State Attorney Barry Krischer.

11 BY MR. WEINBERG:

12 Q. Did he make contact with State Attorney
13 Krischer, to your knowledge?

14 A. I'm not 100 percent certain if he did or
15 didn't. I know there was some time where none of our
16 calls were being returned from the State Attorney's
17 office.

18 Q. Jane Doe 103 was one of the witnesses who was
19 at the center of the State investigation, correct?

20 A. One of them, yes.

21 Q. And you knew that Jane Doe 103 had a MySpace
22 page that was one of the MySpace profiles that was
23 provided to the State Attorney by Mr. Epstein's then
24 counsel, Professor Dershowitz, correct?

25 A. Yes, I knew that there were pages sent of the

1 MySpaces, but I wasn't sure of whom at that particular
2 time. They provided us copies thereafter, but right
3 there, immediately, I wasn't aware of whom had pages.

4 Q. You eventually received them and reviewed
5 them, correct?

6 A. Uh-huh.

7 Q. And you understood that from even before then,
8 that Jane Doe 103 had a background that involved at
9 least one arrest, correct?

10 A. Yes.

11 Q. And you understood that when she was arrested
12 in early October, she in fact informed the arresting
13 officers that she had information regarding Mr. Epstein,
14 correct?

15 A. I believe so.

16 Q. And if you go to your probable cause affidavit
17 at page 11, at the bottom of 10, it starts, "On
18 September 11, 2005, Jane Doe 103 was arrested by the
19 Palm Beach Police Department for misdemeanor possession
20 of marijuana. During the arrest, Jane Doe 103 told the
21 arresting officer that she had information about sexual
22 activity taking place at the residence of Mr. Epstein."

23 A. Yes.

24 Q. Jane Doe 103 essentially was asking the
25 arresting officer to assist in her cooperating; is that

1 correct?

2 MS. ARBOUR: Form.

3 THE WITNESS: I know that when there's
4 misdemeanor arrests in the Town of Palm Beach, a
5 lot of officers pretty much try to gain any
6 intelligence they can from any of the people that
7 they encounter. Some of the information actually
8 leads to other cases, clearance of minor cases,
9 thefts, bike thefts.

10 BY MR. WEINBERG:

11 Q. And in this case, it led to you going to see
12 Jane Doe 103, first calling her on October 10th and then
13 visiting her in Jacksonville on October 11th, correct?

14 A. Yes.

15 Q. And you also, in your investigation, learned
16 that Jane Doe 103 had lost her job at Victoria Secret
17 for stealing, did you not?

18 A. No.

19 Q. You never received any information regarding
20 Jane Doe 103's employment history with Victoria Secret?

21 A. She was actually employed there when I went up
22 to see her. That's where I met with her.

23 Q. Did you ever learn at any time that she had a
24 problem that led to her losing her employment?

25 A. No.

1 Q. So you knew she had been arrested for
2 marijuana?

3 A. Uh-huh.

4 Q. You knew she had a MySpace page where there
5 was information that was -- that showed her to use
6 drugs, correct?

7 A. Uh-huh.

8 MR. PIKE: Yes or no?

9 THE WITNESS: Yes.

10 BY MR. WEINBERG:

11 Q. You knew that the role of the State Attorney,
12 the prosecutor that would have to present this case to
13 the jury, was to weigh evidence, correct? Not only the
14 evidence you provided but also any evidence that was
15 provided by those representing the target of criminal
16 investigation?

17 A. Yes.

18 Q. And you knew that as a result of that weighing
19 process, Lanna, an experienced State Attorney, told you
20 that she believed at least that Jane Doe 103 was a
21 consenting participant and not a victim of criminal
22 offenses by Mr. Epstein, correct?

23 MR. GARCIA: Object to the form.

24 THE WITNESS: I don't -- consenting victim,
25 you mean?

1 BY MR. WEINBERG:

2 Q. She told you that there were no victims here
3 when --

4 A. Originally, that was her statement, yes.

5 Q. Right. And if there were no victims here,
6 then she's really saying to you that, after reviewing
7 all of the evidence that she received, not only from you
8 but from the defense, she didn't consider Jane Doe 103
9 to be a victim?

10 MS. ARBOUR: Form.

11 THE WITNESS: I believe that's what she
12 stated.

13 BY MR. WEINBERG:

14 Q. And given her knowledge of what occurred on El
15 Brillo Way, she didn't see any victims in this case.

16 MS. ARBOUR: Form.

17 THE WITNESS: I believe that's what she
18 stated.

19 BY MR. WEINBERG:

20 Q. Whether or not she physically did possess the
21 message pads or whether she had access to information,
22 the message pads that you reviewed were in the hundreds,
23 if not thousands, correct?

24 A. Uh-huh.

25 Q. And that these pads reflected incoming calls

1 to Mr. Epstein's phone that was in Mr. Epstein's
2 residence on El Brillo, correct?

3 A. Correct.

4 Q. And they reflected messages that came from
5 people that left their phone numbers?

6 A. Yes.

7 Q. And it reflected messages that included, for
8 instance, from L.M. on July 9, 2004, [REDACTED] is available
9 on Tuesday. Was that a message that was concluded in
10 these message pads?

11 MS. ARBOUR: Form.

12 THE WITNESS: Yes, there was some like that,
13 yes.

14 BY MR. WEINBERG:

15 Q. And that is characteristic of lots of the
16 messages that were being received by whoever was taking
17 down a message at the Epstein residence, correct?

18 MS. ARBOUR: Form.

19 THE WITNESS: Uh-huh, yes, correct.

20 BY MR. WEINBERG:

21 Q. And the way it worked, if I'm right, is that
22 somebody would answer the phone and, for instance, the
23 message would say on July 19, '04, Mr. Epstein: Phone
24 call from L.M., leaving a reply mobile phone number or
25 cellular number, and leave a very short message, in this

1 case, "Is it okay to take a taxi".

2 MS. ARBOUR: Form.

3 BY MR. WEINBERG:

4 Q. Is that right?

5 MS. ARBOUR: Same objection.

6 THE WITNESS: Yes.

7 BY MR. WEINBERG:

8 Q. So whoever was at the Epstein home receiving
9 the call would essentially write this down on a message
10 pad that had at least two different layers?

11 MS. ARBOUR: Form.

12 THE WITNESS: Yes.

13 BY MR. WEINBERG:

14 Q. And that when you seized the message pad from
15 the trash pulls, there was only one layer, which was the
16 original that had been thrown out or crumpled out,
17 correct?

18 A. Yes.

19 Q. And when you went on October 20th and
20 conducted a search and seizure, you would seize the pads
21 that included all of the copies of the original
22 messages, correct?

23 A. Yes.

24 Q. And they were in various handwriting, were
25 they not?

1 A. Yes.

2 Q. And they provided you with leads to witnesses,
3 did they not?

4 A. Yes.

5 Q. And provided you with names and numbers?

6 A. Yes.

7 Q. And gave you information that there was lots
8 of people who, at least according to these telephone,
9 incoming telephone calls, were inviting themselves to
10 Mr. Epstein's home --

11 MS. ARBOUR: Form.

12 BY MR. WEINBERG:

13 Q. -- either directly or through their friends,
14 correct?

15 MS. ARBOUR: Form.

16 MR. GARCIA: Object to form.

17 THE WITNESS: There were several messages that
18 I recall was written to Mr. Epstein indicating
19 girls' names and times that they were available.

20 BY MR. WEINBERG:

21 Q. Like, for instance here, she wants to confirm
22 a 11:00 tomorrow, message for JAE from a woman's name.
23 That would be typical messages on these pads that you
24 reviewed?

25 MS. ARBOUR: Form.

1 THE WITNESS: That would be some, yes.

2 BY MR. WEINBERG:

3 Q. And many of them appeared to be incoming calls
4 from different girls which said, I'm in town, can I come
5 over, can I schedule a meeting?

6 MS. ARBOUR: Form..

7 THE WITNESS: Some were like that.

8 BY MR. WEINBERG:

9 Q. And some appeared to be responses to a phone
10 call made by someone at the El Brillo home asking, are
11 you available, and there would be a phone call back
12 saying, I'm available tomorrow afternoon or Wednesday
13 morning or Thursday afternoon.

14 A. Correct.

15 Q. And by and large, these messages did not
16 include any negotiation over dollars? In other words,
17 there was not on a message pad that any of these
18 incoming girls were saying, I will come over if Jeffrey
19 gives me \$500 or \$300; there was no evidence of that
20 kind of incoming phone call, correct?

21 MS. ARBOUR: Form.

22 THE WITNESS: Not that I can recall, no.

23 BY MR. WEINBERG:

24 Q. And likewise, there was no indication on these
25 message pads that any of the people calling

1 Mr. Epstein's home were, in essence, particularizing
2 what they were going to do or what they intended to do
3 or what they might do once they got there, correct?

4 MS. ARBOUR: Form.

5 THE WITNESS: Can you repeat that question?

6 BY MR. WEINBERG:

7 Q. Sure. There's nothing on these message pads
8 that indicates, I'll come over and give a topless
9 massage to Mr. Epstein?

10 A. No.

11 Q. These are essentially contact and scheduling
12 calls?

13 MS. ARBOUR: Form.

14 THE WITNESS: Yes.

15 BY MR. WEINBERG:

16 Q. And often reflect the fact that the callers
17 are not connecting on the first call, so they're going
18 back and forth and trying to arrange times for a
19 particular woman to come over to Mr. Epstein's home,
20 correct?

21 MS. ARBOUR: Form.

22 THE WITNESS: Yeah.

23 BY MR. WEINBERG:

24 Q. And some of these calls come from a whole
25 grouping of persons that you learned were over the age

1 of 18; is that right?

2 A. What groupings?

3 Q. Well, let's say, did you ever interview a
4 woman named J.H.?

5 A. Yes.

6 Q. And you knew that her date of birth was in
7 June of 1986 and that she was over 18 when you
8 interviewed her --

9 A. Yes.

10 Q. -- and represented herself to be over 18 when
11 she saw Mr. Epstein?

12 MS. ARBOUR: Form.

13 THE WITNESS: Yes.

14 BY MR. WEINBERG:

15 Q. And, likewise, V.B. was another person who
16 said yes, she had been to Mr. Epstein's house at a time
17 when she was over 18?

18 A. Correct.

19 Q. And then J.Sj. was in her 20s when you
20 interviewed her?

21 A. Yes.

22 Q. And there was a K.P., who after the publicity
23 came out, called in and said she was 25 at the time she
24 met with Mr. Epstein?

25 A. Yes.

1 Q. And L.A., who you interviewed, who told you
2 that yes, she went to Mr. Epstein's home on many
3 occasions, and she was over 18?

4 A. Yes.

5 Q. And a C.V.

6 A. She was a licensed masseuse.

7 Q. Licensed masseuse who was over 18.

8 A. Yes.

9 Q. And some of the people interviewed had turned
10 18 during the period that they were seeing Mr. Epstein
11 and so told you, correct? In other words, that they had
12 started seeing Mr. Epstein when they were 17, and then
13 they became 18 and continued to see him when they were
14 18 and, in fact, you interviewed them when they were 18?

15 MS. ARBOUR: Form.

16 THE WITNESS: Some, yes.

17 BY MR. WEINBERG:

18 Q. And they, too, are included in these book of
19 message pads? In other words, this was not limited, the
20 incoming calls were not limited to girls that were 17 or
21 16, and included girls that were 18, 19, 20, 25 and even
22 older, correct?

23 MS. ARBOUR: Form.

24 THE WITNESS: Correct.

25 BY MR. WEINBERG:

1 Q. Now, when you drafted the search warrant
2 affidavit and you agreed with me that you understood
3 when you drafted it, as an experienced detective of
4 almost two decades, that the judge would be relying on
5 the content of what you presented to him, correct?

6 A. Yes.

7 MS. ARBOUR: Form, asked and answered.

8 BY MR. WEINBERG:

9 Q. That the judge did not have some external
10 bases to test the representations, either for
11 completeness or for accuracy?

12 MS. ARBOUR: Form.

13 THE WITNESS: Correct.

14 BY MR. WEINBERG:

15 Q. And you made representations in the search
16 warrant affidavit that were repeated in the probable
17 cause affidavit, did you not, that were attributed to
18 H.R.?

19 A. Yes.

20 Q. And directing myself to the probable cause
21 affidavit, because that's the one that is unsealed and
22 an exhibit in this case, you essentially said to, on the
23 probable cause affidavit, that H.R. said that Jeffrey
24 Epstein wanted young girls --

25 A. Yes.

1 Q. -- correct?

2 Do you recall that during your tape recorded
3 interview with H.R., she told you that Jeffrey Epstein
4 preferred to receive massages from girls between 18 and
5 20 years old?

6 A. I recall her stating, "The younger, the
7 better," but I don't recall that he prefers girls
8 between 18 and 20.

9 Q. Will you agree with me that if the tape
10 recording of H.R.'s interview with you reports that as a
11 statement made by her, that the tape recording would be
12 the most accurate source of what she told you back in
13 early October 2005?

14 MS. ARBOUR: Form.

15 MR. GARCIA: Do you have the tape recording to
16 play, because my understanding is that's under FBI
17 control.

18 MR. WEINBERG: I'm asking questions about
19 whether or not it included --

20 MR. GARCIA: Without playing the tape
21 recording, I think it's an unfair question.

22 MR. WEINBERG: You can object. I'll ask it.

23 THE WITNESS: If the recording indicated?

24 BY MR. WEINBERG:

25 Q. That H.R. told you in early October of 2005,

1 now almost five years ago, that she had said to you that
2 Jeffrey Epstein preferred girls between 18 and 20.

3 A. I would have documented that in the incident
4 report, but...

5 Q. Would it be an important modification of the
6 statement attributed to her that Jeffrey Epstein wants
7 young girls, correct?

8 MS. ARBOUR: Form.

9 THE WITNESS: Had she said it, but again, I
10 don't --

11 BY MR. WEINBERG:

12 Q. I understand. Had she said it, it certainly
13 would have been considered important enough to include
14 in the various affidavits that you drafted that relied
15 in part on what H.R. told you.

16 MS. ARBOUR: Form, the tape speaks for itself.

17 BY MR. WEINBERG:

18 Q. Correct?

19 A. Correct.

20 Q. The message pads include messages like, was
21 wondering if she would get work tonight, she couldn't
22 work yesterday because of some family event. That's the
23 messages, those contents, you would have view of the
24 message pads, correct?

25 MS. ARBOUR: Form. It speaks for themselves.

1 THE WITNESS: Uh-huh.

2 BY MR. WEINBERG:

3 Q. Did you ever interview a woman named [REDACTED]?

4 A. I attempted it, and I don't think she ever
5 returned my calls.

6 Q. Did you ever go to her house?

7 A. Let me think. I may have. I mean, I can't
8 recall if I went to her house or not, but I know I
9 telephoned her and I never got any call back from her.

10 Q. Did you, during this investigation, ever,
11 yourself, go to MySpace pages to conduct any background
12 investigation on the various women that you were
13 proffering to the State Attorney as reliable witnesses?

14 MR. GARCIA: Objection, asked and answered.

15 MS. ARBOUR: Joined.

16 THE WITNESS: Again, I looked at them when
17 they were turned over, but no, I didn't.

18 BY MR. WEINBERG:

19 Q. I'd ask you to look at page 65 of the incident
20 report, paragraph 4, and see if that refreshes your
21 recollection.

22 A. Yes, I did.

23 Q. And do you recall just how you accessed
24 MySpace? Did you run through a list of all your
25 witnesses and saw whether or not certain of them had

1 MySpace pages?

2 A. Correct.

3 Q. And you concluded that -- it's all redacted
4 here, but it looks like 10 or 12 of your witnesses had
5 MySpace pages.

6 A. Correct.

7 Q. And did you download the information from
8 these MySpace pages into some evidentiary format?

9 A. I believe either I printed them or I might
10 have viewed them and just made reference of it, that
11 they had a MySpace page.

12 Q. Did you ever study the contents of the MySpace
13 page?

14 A. The ones that were viewable, I looked at. The
15 ones that weren't, eventually they all became private.

16 Q. And the ones that were viewable, did you
17 identify certain of your witnesses as including in their
18 MySpace page evidence that they were involved in the use
19 of drugs?

20 A. I recall pictures of like a marijuana leaf,
21 comments made of being high when the photo was taken and
22 some alcohol use. I remember that as well.

23 Q. And did you include those observations in your
24 incident report that ultimately would have gone to the
25 State Attorney to assist the State Attorney in assessing

1 the credibility of the people that you were proffering
2 to them as witnesses?

3 A. Did I include those in with the State
4 Attorney? I believe they had them by then. That was
5 the winter of '05, '06.

6 Q. But this was an independent review of MySpace
7 that was not related to what Professor Dershowitz gave
8 the State Attorney; this was something you were
9 reporting that you did on your own, correct?

10 A. I may have done it on my own to view it myself
11 after learning from the State Attorney's office. I'm
12 not -- I can't recall if I did it totally on my own or
13 when I first heard of the MySpace pages, I researched it
14 myself to view it myself.

15 Q. Did you do anything other than look at MySpace
16 pages to try to assess the credibility of any of your
17 witnesses based on what you could learn about them from
18 other people? In other words, you were essentially
19 proffering to the State Attorney certain statements that
20 had been made to you regarding what occurred on El
21 Brillo Way, correct?

22 A. Uh-huh.

23 Q. And you were relying on those statements and
24 their detail as a basis for asking the State Attorney to
25 bring a criminal prosecution against a residence of Palm

1 Beach, Mr. Epstein?

2 A. Yes.

3 Q. And the question is: You went on MySpace, you
4 looked at certain pages that reflected at least some of
5 your witnesses who were not only using drugs but
6 bragging about using drugs publically and publishing
7 pictures or references to themselves as drug users,
8 correct?

9 A. On the MySpace page, right.

10 Q. Right. Did you do anything else, as an
11 experienced investigator, to try to determine by --
12 through the investigation into the background of any of
13 the witnesses?

14 A. I believe I checked them under the local
15 systems to see if they had been arrested. I did like a
16 criminal background check on them and the sworn taped
17 statement that we took as well.

18 Q. October 20th you went to Mr. Epstein's home
19 with a group of others; is that correct?

20 A. Uh-huh.

21 MR. PIKE: Yes?

22 THE WITNESS: Yes.

23 BY MR. WEINBERG:

24 Q. And you went there with a search warrant --

25 A. Correct.

1 Q. -- correct? And in the search warrant, you
2 requested the authority to seize all computers, all
3 equipment, any discs, any DVDs, any media, correct?

4 A. Uh-huh.

5 MS. ARBOUR: Form, asked and answered.

6 THE WITNESS: Correct.

7 BY MR. WEINBERG:

8 Q. And you seized whatever you found there,
9 correct?

10 A. Yes.

11 Q. And you, yourself, looked through what you
12 could look through and asked your forensic people to
13 look through what you couldn't look through; is that
14 correct?

15 A. That is correct.

16 Q. And as a result of the search and seizure,
17 there was no picture of Jane Doe 103 that was seized,
18 correct?

19 A. That's correct.

20 Q. And there was no camera that was found in the
21 massage room, no covert camera found in the second floor
22 massage room of the Epstein home, correct?

23 MS. ARBOUR: Form.

24 THE WITNESS: No, we did not find a camera
25 that day, no.

1 BY MR. WEINBERG:

2 Q. The only camera you found was the camera that
3 you knew about from your 2003 investigation, the one
4 that was in the clock aimed at Mr. Epstein's desk and
5 the second camera that was in the garage, correct?

6 A. We found, yes, the second camera in the
7 garage.

8 Q. Did you ever, on any other day, find any
9 camera other than the cameras you, yourself, installed
10 in 2003 and the camera that Mr. Epstein pointed out to
11 you in 2003 from the first floor area?

12 A. No, we didn't see -- we didn't find any other
13 cameras.

14 Q. And you had only been to his house, twice; is
15 that correct? Once --

16 A. The day of the search warrant and the day that
17 I assisted by putting the cameras.

18 Q. You never went back in and entered his home
19 after October 20, 2005, did you?

20 A. No.

21 Q. Do you know of any audio or wire electronic
22 interceptions that were directed against Mr. Epstein or
23 his residence at any time by anyone?

24 A. No.

25 Q. There were certainly none that was connected

1 to your State investigation?

2 A. No.

3 Q. So nobody under your command was outside his
4 house at any time trying to intercept telephone
5 communications of any kind?

6 MS. ARBOUR: Form, asked and answered.

7 BY MR. WEINBERG:

8 Q. Is that right?

9 A. Not to my knowledge, no.

10 Q. And not to your knowledge, did anybody try to
11 intercept electronic communications, e-mails, any other
12 form of communication emanating from either his
13 residence or any Internet service provider?

14 MS. ARBOUR: Form, asked and answered.

15 THE WITNESS: No.

16 BY MR. WEINBERG:

17 Q. Do you recall that during the course of your
18 investigation, before you ended up drafting your May 1st
19 affidavit, there was a decision made to conduct a grand
20 jury?

21 A. Yes, a couple of times.

22 Q. Whether it was March or April, a subpoena was
23 served on Jane Doe 103 by yourself in Tallahassee,
24 correct?

25 MS. ARBOUR: Form, asked and answered.

1 THE WITNESS: Yes.

2 BY MR. WEINBERG:

3 Q. At any time prior to that, did Jane Doe 103
4 ever call you and say that she was concerned about an
5 investigator?

6 A. Yes.

7 Q. And did she call -- do you recall when she
8 called you? Before or after the service of the
9 subpoena, if you remember?

10 A. It was before.

11 Q. And did she call you at night or in the day
12 time?

13 A. I believe she called me in the evening time
14 and left me a voice mail, and I returned her call in the
15 morning.

16 Q. And when she left you a voice mail, where
17 would she have called, into the office, or...

18 A. Into the Police Department.

19 Q. Did she have your cell phone number?

20 A. I had provided the victims with a cell phone
21 number, yes.

22 Q. Was that a cell phone number that you carried?

23 A. Uh-huh.

24 Q. Was it one of several cell phones you carried?

25 A. Yes.

1 Q. Was it a cell phone that was paid for by the
2 Palm Beach Police Department?

3 A. I believe I was paying for that one.

4 Q. Was there a second cell phone --

5 A. Here's the thing: The Town was offering us a
6 stipend onto a cell phone. I had, prior to that, a few
7 months left on another cell phone to the end of
8 contract. So for a time period there I carried two
9 phones until the contract expired, and at which time I
10 shut off that service and then just used the --

11 Q. The phone left was the one that the Town was
12 offering you a stipend?

13 A. Yes.

14 Q. And by "the Town," do you mean the Palm Beach
15 Police Department?

16 A. Palm Beach Police Department.

17 Q. And this was the number that you began to give
18 out to different witnesses --

19 A. That is correct.

20 Q. -- not only in this case but in other cases?

21 A. Correct.

22 Q. Is that a -- do you get copies of the cell
23 records that are connected to that phone or do they go
24 directly to the Palm Beach Police Department?

25 A. No, I receive the bill, but it's not an

1 itemized bill. It's just a regular bill. I pay it and
2 I shred it.

3 Q. You pay it, you shred it and then you get
4 reimbursed by the Town --

5 A. The Town offers --

6 Q. -- a flat sum before --

7 A. -- a flat sum, a monthly sum.

8 Q. And with which service provider is that?

9 A. AT&T.

10 Q. And can you give us the number of the cell
11 phone that Jane Doe 103 -- that you would have given to
12 Jane Doe 103 or other witnesses during this time period?

13 A. Hold on one second.

14 MS. O'CONNER: We're going to object. If you
15 don't want to raise this issue in terms of the cell
16 phone records on the motion to compel that's
17 pending, we can address it with the court.

18 MR. PIKE: It's noted.

19 MS. O'CONNER: We raised a number of statutory
20 objection to producing information regarding his
21 cell phone.

22 BY MR. WEINBERG:

23 Q. How about e-mails? You mentioned
24 jrecarey@palmbeachpd [sic].

25 A. That's correct.

1 Q. Is that an account that you paid for or that
2 the Palm Beach Police pays for it?

3 A. The Palm Beach Police pays for it.

4 Q. Are the copies of your e-mail on the server of
5 the Palm Beach Police Department?

6 A. Yes.

7 MR. PIKE: Can we go off the record for a
8 second?

9 MS. O'CONNER: Yes.

10 (Discussion held off the record.)

11 BY MR. WEINBERG:

12 Q. So the e-mail is jrecarey@palmbeachpd [sic].
13 Do you have a separate e-mail account, a personal e-mail
14 account as contrasted to a public e-mail account?

15 A. I do, but that's -- I use that for my family
16 and nothing work-related.

17 Q. So it's your representation that none of the
18 witnesses in this case ever e-mailed to you to your
19 personal e-mail?

20 A. Never.

21 Q. And no communications from your personal
22 e-mail to Chief Reiter?

23 A. No.

24 Q. To the FBI?

25 A. Nope.

1 Q. To any State Attorney?

2 A. Nope.

3 Q. To anyone associated with the investigation of
4 Jeffrey Epstein?

5 A. Nope.

6 Q. Same question for your cell phones: I assume
7 you have a cell phone other than the cell phone that you
8 receive through the Palm Beach PD stipend.

9 A. No. This is the only phone I use.

10 Q. And that's the phone that's subject to the
11 separate inquiry.

12 How about reimbursing expenses? When you have
13 expenses in connection with, for instance, the Epstein
14 investigation, would there be a record of those
15 expenses?

16 MS. ARBOUR: Form.

17 THE WITNESS: We are given investigative funds
18 to utilize an investigation, and sometimes --

19 BY MR. WEINBERG:

20 Q. Who would give you the funds?

21 A. -- sometimes the funds is issued by the
22 Detective Bureau sergeant.

23 Q. Would they give you a flat amount and leave to
24 your discretion the utilization of that amount?

25 A. No. The maximum I think they give you is

1 \$200, and that's to be utilized if you're going out of
2 County to pay for gas or if you run into a situation
3 with a flat tire, to get a tire replaced or repaired,
4 that kind of thing, providing you get a receipt --

5 Q. What about, you do things on video
6 surveillance and you have to continue to buy new
7 equipment to film the 24 hours a day of comings and
8 goings of a residence; would there be records of those
9 purchases?

10 A. For equipment?

11 Q. Yes.

12 A. I'm sure there would be. I don't recall any
13 purchases.

14 Q. How about travel, did you do any travel in
15 connection with the Epstein investigation?

16 A. Up to Jacksonville, Tallahassee, all within
17 State. You know, we didn't leave.

18 Q. You didn't have to travel to New York or to
19 any other location?

20 A. No.

21 Q. Did you ever contact any law enforcement
22 officers in any other jurisdiction with the exception of
23 this meeting with Special Agent Ortiz and other agents
24 of the FBI?

25 MS. ARBOUR: Form.

1 THE WITNESS: I think, during the
2 investigation, I telephoned New Mexico to see if
3 there was any incidences involving the ranch that
4 Mr. Epstein owns.

5 BY MR. WEINBERG:

6 Q. And what did you learn?

7 A. It was a huge ranch, but they didn't have
8 anything documented.

9 I believe I also called the NYPD to see if
10 they had any incidences involving Mr. Epstein up in New
11 York.

12 Q. What did you learn?

13 A. They had nothing on file after numerous phone
14 calls up there, once someone returned your call. I
15 believe that was it.

16 Q. When you went to Tallahassee to serve the
17 grand jury subpoena to Jane Doe 103, that was a subpoena
18 that required her attendance, was it not?

19 A. Yes.

20 Q. It was for a given date to come to West Palm
21 Beach and to appear in front of a grand jury being
22 conducted by the State Attorney?

23 A. Yes.

24 Q. Did you and her have any conversations
25 regarding that subpoena and her compliance obligations?

1 A. I'm trying to recall what we discussed. I
2 served her with a subpoena and instructed her to call
3 the phone number that was on there to make arrangements.

4 Q. How long were you with her in Tallahassee on
5 this occasion?

6 A. I'd say about 40 minutes, 50 minutes.

7 Q. And did you decide that you were to be the
8 person to serve the subpoena as contrasted to any of the
9 different people working under or with you?

10 A. Yes, I am the one who served the other search
11 warrant -- subpoenas.

12 Q. So you served all of the subpoenas?

13 A. Uh-huh.

14 Q. And was that the only reason to go to
15 Tallahassee that day?

16 A. I spoke to her also regarding some phone calls
17 that she had received which she felt was threatening in
18 nature.

19 Q. And what were the results of those
20 conversations?

21 A. She had received a phone call from [REDACTED],
22 indicating to her that those that are with Mr. Epstein
23 will be compensated and those that go against him
24 basically would be dealt with.

25 Q. We're talking about March or April of 2006,

1 correct?

2 A. I believe so. I documented it in the incident
3 report.

4 Q. But, in fact, nobody got taken care of; nobody
5 ever got harmed in this case, did they?

6 MS. ARBOUR: Form.

7 THE WITNESS: Not that I'm aware of, no.

8 BY MR. WEINBERG:

9 Q. And there's no evidence that you're aware of
10 that any persons were paid large sums of money not to
11 cooperate with you, correct?

12 MS. ARBOUR: Form.

13 THE WITNESS: Not that I'm aware of.

14 BY MR. WEINBERG:

15 Q. So this is simply Jane Doe 103 telling you
16 what [REDACTED] said, and that was said to you on this
17 occasion where she received a grand jury subpoena,
18 right?

19 A. Yes.

20 Q. Did you ever interview [REDACTED]?

21 A. I know that Jane Doe 103 didn't want to pursue
22 the matter any further. I know I forwarded that
23 information to Lanna Belohlavek, and I also subpoenaed
24 [REDACTED]'s cell phone records, which indicated phone calls
25 to Jane Doe 103 when she indicated she did get the

1 threatening calls.

2 Q. But did you ever -- did [REDACTED] ever get asked
3 whether or not that was a statement that she had made to
4 Jane Doe 103?

5 A. No, I didn't, again, because Jane Doe 103 did
6 not want to pursue the matter.

7 Q. So at no time was [REDACTED] -- did [REDACTED] testify
8 or provide you with any corroboration from Jane Doe
9 103's allegations that [REDACTED] had conveyed some sort of
10 threat to her, correct?

11 A. Again, I didn't speak to [REDACTED]

12 Q. Nor did anyone else in the Palm Beach Police
13 Department, to your knowledge?

14 A. No, except for that one time I tried to
15 interview her at her boyfriend's job.

16 Q. Nor did any State Attorney, to the best of
17 your knowledge?

18 A. No, not that I'm aware of.

19 Q. Now, this was the last time you saw Jane Doe
20 103?

21 A. I believe there was -- there were two grand
22 jury subpoenas. Yes, this would have been the last time
23 I met with her.

24 Q. Did you reserve her for the second, the summer
25 grand jury?

1 A. The second time, I provided the State where
2 they could serve the subpoenas.

3 Q. And to your knowledge, was she served a second
4 time?

5 A. I have no knowledge.

6 Q. Do you recall any conversations with her
7 regarding that the second grand jury conflicted with her
8 school schedule?

9 A. That is correct, yes.

10 Q. But that was in response to her receiving a
11 subpoena?

12 A. Yes. I went to Tallahassee, correct.

13 Q. So you went to Tallahassee a second time?

14 A. Yes.

15 Q. To serve her with a second subpoena?

16 A. I think the trip -- I'm confusing the trips.
17 There was a trip that I went up to Jacksonville to
18 interview her. The second time I went up to see her, it
19 was in Tallahassee. That one time that I went up there
20 to serve her, we discussed the [REDACTED] issue, but I
21 didn't go back the third time.

22 Q. Somebody else served her, to your knowledge?

23 A. It would have been the State Attorney's
24 office.

25 Q. And as a result of her being served a second

1 time, did she have a conversation with you regarding the
2 second subpoena's conflicting with her finals schedule?

3 A. Correct.

4 Q. And she made a phone call to you to complain
5 about the service?

6 A. Correct.

7 Q. And what was the conversation between Jane Doe
8 103 and you on that occasion?

9 A. It was finals week and she could not leave and
10 not take her final to come down for the grand jury. I
11 recommended that she contact the State Attorney's office
12 and make recommendations through the State Attorney's
13 office.

14 Q. And did you have any followup with her to see
15 if she had been formally excused from the grand jury by
16 the State Attorney?

17 A. No, I did not.

18 Q. Did you learn that she didn't show up at the
19 grand jury?

20 A. Yes.

21 Q. Did you learn that she had not been excused by
22 the State Attorney?

23 A. I don't think she officially came out and told
24 me that she was not excused.

25 Q. But you do know that she failed to appear?

1 A. Yes. I was there.

2 Q. In response to a subpoena, correct?

3 A. Yes. I was there.

4 Q. And did you know whether or not she had had
5 any conversations with anyone other than you about her
6 belief that her finals needed to be attended to rather
7 than a grand jury subpoena?

8 A. That she --

9 Q. In other words, did you ever speak to the
10 State Attorney that she had gotten a pass on appearing
11 in front of the grand jury because of her school
12 schedule?

13 A. Oh, I have no idea.

14 Q. All you do know is that the State Attorney was
15 waiting for her and she didn't come?

16 A. I don't know if she was waiting for her,
17 but...

18 Q. Didn't they expect her to appear and testify
19 in response to the subpoena and she failed to appear
20 that day?

21 A. Again, I don't know the conversations that she
22 had with the State Attorney's office. I do know that
23 she relayed that information to me. I told her to relay
24 that information to the State Attorney's office. I
25 was --

1 Q. Did you empathize with her conflict?

2 A. Absolutely.

3 Q. And did you in any way tell her that, I
4 understand that your finals are important and you should
5 tell the State Attorney that you can't come?

6 A. I explained to her that she needed to contact
7 the State Attorney's office and make arrangements
8 through the State Attorney's office.

9 Q. You encouraged her to get excused from the
10 grand jury subpoena?

11 MS. ARBOUR: Form.

12 THE WITNESS: I recommended that she contact
13 the State Attorney's office and let her know what
14 was going on as far as her finals.

15 BY MR. WEINBERG:

16 Q. And whether she did or didn't, you have no
17 knowledge?

18 A. No, but I was present during the entire grand
19 jury, so I knew she wasn't --

20 Q. That she didn't come?

21 A. (Non-verbal response).

22 Q. And you don't recall any conversation where
23 Lanna or any State Attorney informed you that she had
24 authorized Jane Doe 103 not to comply with the grand
25 jury subpoena?

1 A. No, I don't recall any of those conversations.

2 Q. Toll records, you examined some toll records
3 in this case, did you not, telephone toll records?

4 A. Do you mean itemized records?

5 Q. Yes.

6 A. Yes.

7 Q. And, for instance, you told us there was a
8 record between Jane Doe 103 and [REDACTED]

9 A. Uh-huh.

10 Q. And there were records between H.R. and Sarah
11 Kellen, correct?

12 A. Correct.

13 Q. And it's fair to say that those toll records
14 establish connections between two phones, correct?

15 A. That is correct.

16 Q. They don't tell you who was on either end, do
17 they?

18 A. No.

19 Q. They don't tell you the content of the call,
20 correct?

21 A. No.

22 Q. They tell you how long the call was and phone
23 numbers connected, but not the content of the call,
24 correct?

25 A. No, not the content. Date and time.

1 Q. Anywhere in your investigation, were you ever
2 a participant in or hear any phone calls between any of
3 the witnesses in this case?

4 A. In other words --

5 Q. Let me ask it another way. Did you ever, in
6 any way, receive a tape recording of any telephone call
7 engaged in by Sarah Kellen?

8 A. No.

9 Q. And certainly never received or heard a tape
10 recording of Jeffrey Epstein, correct?

11 A. No.

12 Q. Or anyone else who was associated with the El
13 Brillo residence, correct?

14 A. No.

15 Q. The only evidence you have of what transpired
16 during any call is the message pad and what somebody
17 told you happened during a call, correct?

18 MS. ARBOUR: Form.

19 THE WITNESS: And the toll records.

20 BY MR. WEINBERG:

21 Q. And the toll records. Okay.

22 Now, after the grand jury returned a charge
23 against Mr. Epstein, you conducted a followup
24 investigation, did you not?

25 A. The followup investigation was initiated by,

1 now, Sergeant Dawson, but back then it was Detective
2 Dawson.

3 Q. Were you a participant in that second
4 investigation --

5 A. Yes.

6 Q. -- that has a separate case number, an
7 '06 number instead of an '05 number?

8 A. Correct.

9 Q. And that investigation lasted until when?

10 A. Not very long. It lasted up to when the Feds
11 came in and basically took over.

12 Q. Again, I think you said the last time when the
13 FBI comes in, it becomes a one-way street?

14 A. That is correct.

15 Q. And that's been your 20-year experience as a
16 State law enforcement officer?

17 A. Correct.

18 Q. And yet, this case, ironically, the Feds were
19 invited in by you and Chief Reiter, correct?

20 MS. ARBOUR: Form.

21 THE WITNESS: Correct.

22 BY MR. WEINBERG:

23 Q. And this is the first time you've invited the
24 Feds into a State investigation?

25 A. I've been a participant in other

1 investigations where the Feds have come in and worked
2 with us, and I've assisted them in --

3 Q. Sure. But this is the first case where you've
4 conducted an over-one-year State investigation of an
5 offense that occurred at a residence in Palm Beach and
6 that the chief of police of your department brought this
7 case to the Federal government; is that correct?

8 MS. ARBOUR: Form.

9 THE WITNESS: Like I said, we've worked with
10 the FBI. Is that what you're trying to get at, in
11 the past?

12 BY MR. WEINBERG:

13 Q. Bringing the case to the FBI, this is what's
14 unusual in this case is the chief of police not
15 accepting the charged decisions made by the State
16 Attorney, brought this investigation over to the United
17 States Attorney's office. That's a first for you, isn't
18 it?

19 MS. ARBOUR: Form.

20 THE WITNESS: There were many firsts in this
21 case.

22 BY MR. WEINBERG:

23 Q. This was one of them?

24 MS. ARBOUR: Form, asked and answered.

25 THE WITNESS: There was --

1 MS. O'CONNER: Is there a question pending?

2 MR. WEINBERG: Yes.

3 BY MR. WEINBERG:

4 Q. One of the firsts in this case was that this
5 was the first time that your chief of police brought the
6 case to the Federal government after a year of State
7 investigation, correct?

8 MS. ARBOUR: Form, asked and answered.

9 THE WITNESS: I believe so.

10 BY MR. WEINBERG:

11 Q. Now, Mr. Epstein stays at El Brillo, and he's
12 there on a periodic basis, at least until this case
13 ended up in the Criminal Justice System, correct? He
14 would come there at times and be absent at times,
15 correct?

16 A. Yes.

17 MS. ARBOUR: Form.

18 BY MR. WEINBERG:

19 Q. And the investigation began in March; is that
20 right?

21 A. Yes.

22 Q. And there was an allegation made by [REDACTED], and
23 resulted from a phone call by her parents, correct?

24 MS. ARBOUR: Form, asked and answered.

25 THE WITNESS: Yes.

1 BY MR. WEINBERG:

2 Q. And then there were trash pulls that, in some
3 respects, were believed to included objects that you
4 thought were reflective of anal sex, correct?

5 MS. ARBOUR: Form, asked and answered.

6 THE WITNESS: Yes.

7 BY MR. WEINBERG:

8 Q. Yet, there was no attempts to arrest
9 Mr. Epstein in April of 2005, were they?

10 A. Again, that was when Detective Pagan had that
11 case.

12 Q. I'm not being critical of you.

13 A. No, I'm just saying I don't know. I don't
14 know back then what she did.

15 Q. Well, you have access to her case file, do you
16 not?

17 A. Right.

18 Q. And you, in fact, on September 22nd, asked
19 that the case file be provided to you so that you, as an
20 experienced investigator, could learn from the history
21 of this case, correct?

22 MS. ARBOUR: Form, and asked and answered.

23 THE WITNESS: Correct.

24 BY MR. WEINBERG:

25 Q. And you knew for six months following the [REDACTED]

1 allegation, there was no attempts to charge Mr. Epstein
2 or arrest Mr. Epstein in March, April, May, June, July,
3 August and into September of 2005, correct?

4 A. Correct.

5 Q. And then you picked up this case in late
6 September of 2005, correct?

7 A. Correct.

8 MS. ARBOUR: Form, asked and answered.

9 BY MR. WEINBERG:

10 Q. And you interviewed H.R. in the first week of
11 October 2005, correct?

12 MS. ARBOUR: Form, asked and answered.

13 THE WITNESS: Correct.

14 BY MR. WEINBERG:

15 Q. And H.R. gave you certain corroborating
16 information that confirmed the information that [REDACTED] had
17 given you about their joint visit in early '05 to
18 Mr. Epstein's home?

19 A. Correct.

20 Q. Correct?

21 That led to a request for a search warrant
22 rather than a request for an arrest warrant, correct?

23 A. Correct.

24 Q. And surveillance continued on Mr. Epstein's
25 home on occasion when you knew he was in town?

1 A. Yes.

2 Q. And trash pulls continued, correct?

3 A. Correct.

4 Q. And your investigation disclosed that the
5 young women going to his home were more than just [REDACTED]
6 and H.R., correct?

7 A. Correct.

8 Q. And yet there was no arrest warrant in October
9 or November or December brought against Mr. Epstein,
10 correct?

11 A. Correct.

12 Q. And no attempt to initiate a criminal charge
13 against him through the end of the year 2005?

14 A. Correct.

15 Q. In the beginning of 2006, you continued to
16 conduct interviews of women, including [REDACTED], correct?

17 MS. ARBOUR: Form, asked and answered.

18 THE WITNESS: Yes.

19 BY MR. WEINBERG:

20 Q. You continued to do garbage pulls, correct?

21 A. In '06, I don't know if we continued to do
22 trash pulls.

23 Q. You continued to do surveillances, on
24 occasion, of Mr. Epstein's home?

25 A. On occasion, I believe.

1 Q. Studied the results of the seizures of
2 October 20th to try to augment your investigation?

3 MS. ARBOUR: Form.

4 THE WITNESS: We went through the evidence
5 collected, if that's what you're trying to get at,
6 yes.

7 BY MR. WEINBERG:

8 Q. And yet the first time you executed a probable
9 cause affidavit was May 1, 2006, correct?

10 MS. ARBOUR: Form, asked and answered.

11 THE WITNESS: Correct.

12 BY MR. WEINBERG:

13 Q. And the first time Mr. Epstein was charged was
14 late in the summer or during the summer of 2006 by the
15 turn of an indictment for solicitation by the grand
16 jury, correct?

17 A. Correct.

18 Q. Now, have you ever spoken to any reporters
19 from outside the Palm Beach area --

20 MS. ARBOUR: Form, asked and answered.

21 BY MR. WEINBERG:

22 Q. -- regarding Mr. Epstein?

23 MS. ARBOUR: Same objection.

24 THE WITNESS: No. I know we received a lot of
25 phone calls. We received a lot of phone calls from

1 different reporters.

2 BY MR. WEINBERG:

3 Q. Do you know whether or not Mr. Reiter was in
4 touch -- former Chief Reiter was in touch with various
5 reporters?

6 A. I don't believe so.

7 Q. Did he talk to you about having been
8 interviewed by Mr. Connolly from Vanity Fair?

9 A. Not that I'm aware of.

10 Q. Did he talk to you about being interviewed by
11 anyone from the New York Daily News?

12 A. No.

13 Q. New York Post?

14 A. No.

15 Q. New York Times?

16 A. (Non-verbal response).

17 Q. Any other magazine?

18 A. No, sir.

19 Q. Any local reporters from the media here?

20 A. Not that I'm aware of.

21 Q. TV broadcasters looking for news about
22 Mr. Epstein?

23 A. Not that I'm aware of.

24 Q. Would it surprise you if there was e-mail
25 traffic between Chief Reiter and some of the local

1 reporters and media broadcasters?

2 MS. ARBOUR: Form.

3 THE WITNESS: I wasn't privy on who he -- I
4 mean, obviously, he's --

5 BY MR. WEINBERG:

6 Q. He's the chief.

7 A. -- he's the chief, you know.

8 Q. You're the detective.

9 A. Exactly.

10 Q. Let me run through a couple of additional
11 investigators and see whether you actually have ever had
12 conversations with them, and if you have, then follow it
13 up with whether those conversations addressed any part
14 of this communication.

15 Richard Fandrey?

16 A. No.

17 Q. Kenneth Jenne?

18 A. No.

19 Q. Patrick Roberts?

20 A. No.

21 Q. Christina Kitterman?

22 A. Uh-uh.

23 Q. Michael Fisten?

24 A. No.

25 Q. And again, do you have any knowledge that

1 several of these investigators went to Mr. Epstein's
2 property and entered it at or around 10:00 to 10:30 on
3 March 17, 2010, dressed in black and leaving in a
4 vehicle registered to an investigator named Richard
5 Fandrey?

6 MS. ARBOUR: Form.

7 THE WITNESS: No, sir.

8 BY MR. WEINBERG:

9 Q. Do you have any knowledge that there was
10 surveillance of an entry onto Mr. Epstein's property by
11 private investigators connected to this case on any
12 occasion?

13 A. No, sir. I was under the assumption that
14 Wackenhut was still protecting the property.

15 Q. After Mr. Epstein entered his plea and began
16 his service of his sentence, did you receive any
17 followup requests for you to conduct investigations of
18 him?

19 A. Again, I received a phone call from
20 Mr. Edwards pertaining to a victim that was not in the
21 original report. I referred him over to the FBI.

22 Q. Did anyone in the FBI ask you to conduct any
23 followup investigation of Mr. Epstein?

24 A. No.

25 Q. And that includes the time he was in jail?

1 A. (Non-verbal response).

2 Q. The time he was on work release, no request?

3 A. None.

4 Q. The time he was on probation, community
5 control?

6 A. No.

7 Q. So you've never received an FBI request to, in
8 any way, investigate Mr. Epstein?

9 A. No.

10 Q. Surveillance Mr. Epstein?

11 A. No.

12 Q. Report to them any of your knowledge of
13 Mr. Epstein's ongoing conduct?

14 A. No.

15 Q. Same question for the US Attorney's office:
16 Have they ever initiated a call to you at any time after
17 Mr. Epstein went to jail asking you to do anything in
18 connection to their ongoing investigation of
19 Mr. Epstein?

20 A. Absolutely not.

21 Q. And what about Probation? Has Probation ever
22 asked you to initiate any surveillance or investigation
23 of Mr. Epstein?

24 A. No. Aside from that one day that I saw him
25 walking on the -- along South Ocean Boulevard, that was

1 it. That was the only -- and I didn't even contact
2 Probation. I believe Captain Frick (phonetic) is the
3 one who contacted Probation and something Sloan
4 (phonetic).

5 Q. Are you aware of any -- putting yourself aside
6 and putting this one incident aside, are you aware of
7 the Palm Beach Police Department having any ongoing role
8 in the investigation of Jeffrey Epstein?

9 A. As far as today?

10 Q. Yes, as of today.

11 A. No.

12 Q. How about at any time over the past year,
13 starting with the time he was out on work release and
14 thereafter on community control --

15 A. There did no --

16 Q. -- house arrest?

17 A. -- investigation, not that I'm aware of.

18 Q. Is the one occasion the only time that you or
19 anyone working with you spoke to Probation about
20 Mr. Epstein's ongoing activities?

21 A. That was the only time I think --

22 Q. That you were involved?

23 A. Yes.

24 Q. And is it the only time that you are aware
25 that anyone else has had communications to and from the

1 Probation Department?

2 A. As far as I'm concerned, yeah. As far as I
3 know.

4 Q. On that occasion, he was how far from his home
5 when you saw him?

6 A. From El Brillo to Clark and the ocean, I'd say
7 about a mile, mile and a half.

8 Q. And Clark is north of El Brillo?

9 A. Yes, north of Royal Palm Way.

10 Q. And in other words, coming this way from
11 Mr. Epstein's house, from south to north?

12 A. Yes.

13 Q. Right?

14 A. Yes.

15 Q. And Mr. Epstein's office is north of his
16 house, correct?

17 A. Northwest.

18 Q. Northwest, so north and then west. You'd have
19 to go over a bridge, right?

20 A. Right.

21 Q. And the bridge that's closest to his office is
22 north of his house?

23 A. Actually, this one right here, Okeechobee.
24 Okeechobee Boulevard right here.

25 Q. So he would go over Okeechobee Boulevard and

1 end up at his office, and Clark is between El Brillo and
2 Okeechobee Boulevard, correct?

3 A. Actually, Clark is north of Okeechobee
4 Boulevard.

5 Q. So is there a second bridge just to the north
6 of Okeechobee?

7 A. Yes, there is a north bridge.

8 Q. What's the name of that bridge?

9 A. The North Bridge.

10 Q. And that's a bridge that comes west from Palm
11 Beach?

12 A. Yes.

13 Q. And ends up in this community of offices that
14 includes Mr. Epstein's office?

15 A. If his office was in Mr. Goldberger's office,
16 the quickest route would have been on Okeechobee.

17 Q. But one of the route -- you have to get off
18 the beach, right?

19 A. Correct.

20 Q. And there's two bridges that are connecting
21 the beach to the Palm Beach financial district, one
22 being Okeechobee and one being the bridge to the north
23 of it?

24 MS. ARBOUR: Form, asked and answered.

25 THE WITNESS: Right. There is one south, too,

1 I'm sorry. I didn't want to just make you think
2 there was only two bridges.

3 BY MR. WEINBERG:

4 Q. That's way south.

5 A. That's southern.

6 MS. ARBOUR: Objection, form.

7 BY MR. WEINBERG:

8 Q. You had a thumb drive that you gave to the
9 FBI?

10 A. Yes.

11 Q. And the thumb drive consisted of what?

12 A. The thumb drive consisted of photographs of
13 the victims, some of my supplements that were saved onto
14 the thumb drive. That was turned over to the FBI.

15 Q. Are those records that are on the thumb drive
16 also in the public records of the Palm Beach Police
17 Department, or were there additional --

18 A. Those were actually my personal thumb drives.

19 Q. Those were your personal thumb drives?

20 A. Yeah.

21 Q. Was everything on it also in the case file?

22 A. Yes.

23 Q. So the photographs are in the case file?

24 A. Yes.

25 Q. And these photographs came from driver's

1 license photos of the different witnesses?

2 A. Driver's license photos and some of the
3 yearbooks that were collected.

4 Q. Were there surveillance of Mr. Epstein's
5 residences? Have you seen them since September of 2005?

6 A. What do you mean "surveillances"?

7 Q. When you, assuming there were videos taken of
8 Mr. Epstein's residence --

9 A. Correct, yes.

10 Q. -- it showed the comings and goings of him?

11 A. Correct.

12 Q. And did you watch them?

13 A. I saw some of them, yes.

14 Q. And did it show any particular people going
15 into Mr. Epstein's home that you identified?

16 A. Yes, and she was subsequently interviewed as
17 well.

18 Q. And what was her name, if you remember?

19 A. M.E., M.E. She was overage.

20 Q. So she was one of the group of people that was
21 over 18?

22 A. Correct, and an aspiring model. She brought
23 her portfolio over and did some minor modeling at the
24 house.

25 Q. Anybody else seen on these videos entering a

1 residence -- Mr. Epstein's residence?

2 A. I'm trying to think. I can't recall. It's
3 been a while since I've seen those.

4 Q. Was Ms. M.E. somebody that was interviewed by
5 you in '05 or '06?

6 A. It might have been '06 when I interviewed her.

7 Q. And she was one of the over 18 people that --

8 A. Correct.

9 Q. -- that you ended up interviewing in phase two
10 of your investigation of Mr. Epstein?

11 MS. ARBOUR: Form, asked and answered.

12 THE WITNESS: Yes.

13 BY MR. WEINBERG:

14 Q. And you interviewed about how many people that
15 told you they engaged in consensual adult activities
16 with Mr. Epstein?

17 MS. ARBOUR: Form.

18 THE WITNESS: It's tough to say. I don't
19 know, less than ten. I don't know.

20 BY MR. WEINBERG:

21 Q. And of the other people, taking Jane Doe 103
22 out and taking out the one other person who you
23 mentioned who had the digital penetration that stopped
24 when she withdrew, the other people told you that they
25 consented to go to Mr. Epstein's home, correct?

1 MS. ARBOUR: Form.

2 THE WITNESS: Well, what do you mean

3 "consented"?

4 BY MR. WEINBERG:

5 Q. They did so voluntarily.

6 MS. ARBOUR: Same objection.

7 THE WITNESS: Right. Nobody was bound and
8 gagged.

9 BY MR. WEINBERG:

10 Q. Not only bound and gagged, but they made a
11 decision that they were --

12 MS. ARBOUR: Form, asked and answered.

13 THE WITNESS: Right, they were going to go to
14 the house.

15 BY MR. WEINBERG:

16 Q. And they, one way or the other, drove to
17 Mr. Epstein's residence from wherever they lived or
18 worked?

19 MS. ARBOUR: Form, and asked and answered.

20 BY MR. WEINBERG:

21 Q. Is that correct?

22 MS. ARBOUR: Same objection.

23 THE WITNESS: Some of them took taxis.

24 BY MR. WEINBERG:

25 Q. Some of them got driven by friends and some of

1 them drove themselves, correct?

2 MS. ARBOUR: Form, asked and answered --

3 THE WITNESS: Correct.

4 BY MR. WEINBERG:

5 Q. And they all made a decision to drive their
6 cars or get into a taxi to be driven or to get into
7 their friends' cars to go to El Brillo Way?

8 MS. ARBOUR: Form, and asked and answered.

9 THE WITNESS: Correct.

10 BY MR. WEINBERG:

11 Q. They then told you, as a matter of routine and
12 practice, that they either were dropped off, parked
13 their cars and entered the first floor of Mr. Epstein's
14 home, correct?

15 MS. ARBOUR: Form.

16 THE WITNESS: Correct.

17 BY MR. WEINBERG:

18 Q. They went inside and were greeted by someone
19 and often brought upstairs to the second floor, correct?

20 MS. ARBOUR: Form, and asked and answered.

21 THE WITNESS: Correct.

22 BY MR. WEINBERG:

23 Q. H.R., for instance, when you interviewed her,
24 said that on her first occasion, she was taken there by
25 a friend, went in the first floor door and was taken

1 upstairs to the second floor, correct?

2 A. Correct.

3 Q. She told you she gave Mr. Epstein a massage,
4 correct?

5 A. Yes.

6 Q. She told you Mr. Epstein perceived that she
7 was uncomfortable giving him a massage?

8 A. Yes.

9 Q. And that Mr. Epstein told her she didn't have
10 to or shouldn't -- not didn't have to -- strike that --
11 but she wouldn't be asked to do what she was
12 uncomfortable with a second time?

13 MS. ARBOUR: Form.

14 THE WITNESS: Correct.

15 BY MR. WEINBERG:

16 Q. H.R., thereafter, said that she brought six
17 people to Mr. Epstein's home?

18 A. Correct.

19 Q. And H.R. told you that on each and every one
20 of them, she told them precisely what they were going to
21 be asked to do, which was to give a massage to
22 Mr. Epstein in various states of undress, correct?

23 MS. ARBOUR: Form, and asked and answered.

24 THE WITNESS: Yes.

25

1 BY MR. WEINBERG:

2 Q. And that they would be paid for it?

3 A. Yes.

4 MS. ARBOUR: Form, and asked and answered.

5 BY MR. WEINBERG:

6 Q. H.R. also told you that she told them to
7 represent themselves as 18 years old, correct?

8 MS. ARBOUR: Form.

9 THE WITNESS: I don't know if she said that
10 they have to be 18, unless -- if it's documented in
11 the report, then it is.

12 BY MR. WEINBERG:

13 Q. At least some of the girls told you that, in
14 fact, they told Mr. Epstein -- they were directed to
15 tell Mr. Epstein they were 18 and, in fact, they did?

16 MS. ARBOUR: Form.

17 THE WITNESS: I know that on several
18 occasions, some of the girls said, you know, that
19 they knew that Mr. Epstein knew that they were in
20 high school, that they were asked what high school
21 they attended, what grade they were in, that kind
22 of thing.

23 BY MR. WEINBERG:

24 Q. And other girls, like [REDACTED], told you that they
25 were told that they needed to say they were 18, they

1 needed to represent themselves as 18 if asked, and that
2 she did represent herself to be an 18-year-old when she
3 made her single visit to Mr. Epstein's home in the early
4 part of 2005, correct?

5 MS. ARBOUR: Form, and asked and answered.

6 THE WITNESS: That's the interview that
7 Detective Pagan conducted.

8 Can I just have two minutes?

9 (A brief recess was taken.)

10 BY MR. WEINBERG:

11 Q. FBI agents, you had several meetings with them
12 after this meeting with Special Agent Ortiz?

13 A. I believe I had one more meeting with
14 Kirkendahl and someone else.

15 Q. Do you recall where that meeting occurred?

16 A. I believe it was at the US Attorney's office.

17 Q. In Palm Beach?

18 A. West Palm.

19 Q. West Palm?

20 And was that a meeting at which you reviewed
21 the evidence that you then collected pursuant to your
22 role as the case agent in charge of the '05 Epstein
23 case?

24 A. I believe I gave Agent Kirkendahl a summary of
25 the case. There was another agent in there, I can't

1 recall his name.

2 Q. Does Jason Richards ring a bell?

3 A. Jason came in after the fact, but there was
4 someone else in there. Jason wasn't present in that
5 meeting.

6 Q. And this was the second meeting, the first one
7 being with the Chief and Ortiz --

8 A. Correct.

9 Q. -- and the other one being with Kirkendahl and
10 the second agent; is that correct?

11 A. Correct.

12 Q. And this meeting got more detailed in terms of
13 your giving the FBI agents, in essence, an overview of
14 the results of your State investigation?

15 A. Correct.

16 Q. And did you give them evidence at this time?

17 A. I don't believe so.

18 Q. Did you review evidence with them?

19 A. I might have had with me a small case file
20 which had flight logs -- which had some of the flight
21 logs, that I may have shown them.

22 Q. And those would have been flight logs that
23 would have derived from where?

24 A. Mr. Dershowitz.

25 Q. Was Mr. Dershowitz brought the flight logs to

1 the State Attorney?

2 A. Correct.

3 Q. And that was in connection with his efforts to
4 persuade the State Attorney that the State Attorney
5 should reject the initiatives of the Palm Beach Police
6 Department for more serious charges?

7 A. I believe so.

8 Q. And do you recall reviewing the message pads
9 at any time with the FBI agents?

10 A. I may have had some copies. Like I said, I
11 had a small case file; that I didn't bring the entire
12 case. I may have had some.

13 Q. And there would have been some report on the
14 chain of custody log regarding your having checked out
15 various exhibits to review and then return; is that
16 possible?

17 A. What I had was copies.

18 Q. So I'm showing you a supplement for a chain of
19 custody, a Palm Beach property receipt. And if you
20 would just refresh your recollection from the lower two
21 lines and see if that provides us with some reflection
22 regarding the review of evidence.

23 A. Correct.

24 Q. And what does that tell you now that your
25 memory is refreshed?

1 A. I signed it out on the 3rd and returned it on
2 the 4th.

3 Q. And what did you sign out on the 3rd?

4 A. Items No. 1 through 5, 8 through 12, 5 through
5 17, 20 to 22.

6 Q. And these were items that reflect evidence
7 that was seized on October 20th from Mr. Epstein's home?

8 A. Right. It would probably be the page right
9 before this one.

10 Q. And you checked it out on the 3rd and returned
11 it on the 4th because you wanted to view it with the
12 FBI; is that correct?

13 A. Correct.

14 Q. And that's October 3, 2006, correct?

15 A. Correct.

16 Q. And if we then go back to what has been
17 separately admitted into evidence here -- I don't recall
18 the exhibit number, but I'm showing you what appears to
19 be a property receipt dated October 20th that has
20 numbers 1 through 58, and ask you whether or not those
21 four handwritten pages, numbered 1 through 58, are the
22 log of evidence that was taken from Mr. Epstein's home
23 on October 20th, pursuant to your execution of the State
24 search warrant.

25 A. Correct.

1 Q. And the numbers that appear on that inventory
2 log as having been checked out by you on the 3rd of
3 August correspond to the numbers that are on the
4 inventory from the search of October 20th, correct?

5 A. Correct.

6 Q. And so it's clear from reading those two
7 documents together, that on October 3rd -- strike
8 that -- on August 3, 2006, you were reviewing with the
9 FBI the results of your search and seizure dating back
10 to October 20, 2005, correct?

11 A. Correct.

12 Q. And you were showing them things like message
13 pads, correct?

14 A. Correct.

15 Q. And you were informing them that the message
16 pads, in some respects, corroborated what you informed
17 them were the results of your witness interviews?

18 A. Correct.

19 Q. And you, in essence, were using the evidence
20 that came from Mr. Epstein's home to demonstrate that
21 there was support for these narratives that were given
22 to you by your various witness interviews that you began
23 to conduct in October of 2005, correct?

24 A. Correct.

25 Q. And 1 through 5 are largely the phone message

1 book from the kitchen, the phone message book from the
2 office off the kitchen, the file folder of messages,
3 shredded paper from the office, an orange folder marked
4 "Messages," correct?

5 A. Correct.

6 Q. And then in addition, there were pictures --

7 A. I think the orange folder was massages.

8 Q. Marked "Message," it says here, M-E-S-S-A-G-E.

9 A. Okay.

10 Q. M-E-S-S-A-G-E, right?

11 Is this your handwriting?

12 A. No.

13 Q. Okay. And then there were photos that are
14 numbered 8 through 12. If I can -- since I don't have a
15 second copy of this, do you mind if I just read with
16 you --

17 A. Absolutely.

18 Q. -- so we can shortcut this already lengthy
19 afternoon?

20 8 through 12 are the photos of difference
21 pictures taken from Mr. Epstein's home.

22 A. Correct.

23 Q. And then 15 through 17 were more photos and
24 more message books taken from the first floor, correct?

25 A. Uh-huh.

1 Q. And then you checked out 20 through 22, which
2 was photos from his desk and from a table in the first
3 floor office?

4 A. Correct.

5 Q. And then you went to 26 to 30, which were more
6 pictures, transcript? That's Jane Doe 103, I assume?

7 A. Correct.

8 Q. So videotapes of what turned out to be adult
9 pornography, correct?

10 A. Yes.

11 Q. More pictures?

12 A. Yes.

13 Q. And then 49 and 50 were two message books,
14 correct?

15 A. Correct.

16 Q. And they came from the separate standalone
17 residence that is called the guest house, correct?

18 A. Correct.

19 Q. And those ultimately were message books that
20 were in the possession of one of Mr. Epstein's
21 employees, correct?

22 A. The houseman, yes.

23 Q. But they were returned to the houseman; is
24 that correct?

25 A. The message books? It would indicate there if

1 they were returned.

2 Q. Do you recall whether they were returned with
3 the rest of the houseman's possessions?

4 A. I don't believe so.

5 Q. What was returned to the houseman were copies
6 kept by the Palm Beach Police Department? In other
7 words, were they copied and the originals were returned
8 to the houseman?

9 A. No. Items that belonged to the houseman were
10 returned right to the houseman.

11 Q. And no copies were kept by the Palm Beach
12 Police Department?

13 A. No.

14 Q. And therefore, none were turned over to the
15 FBI when they executed their later subpoena, correct?

16 A. They all were turned over.

17 Q. To the houseman?

18 A. To the FBI.

19 Q. So the FBI got copies of everything that
20 appears on items 1 through 58 of the search warrant
21 inventory?

22 A. Items that belonged to Mr. Janusz were given
23 back to him. His personal computer, his external media,
24 his photo discs for his camera, those were returned.

25 Q. Was his computer reviewed before it was

1 returned?

2 A. Yes.

3 Q. And it was, in other words, your forensic team
4 or your Sheriff's forensic team --

5 A. The Sheriff's office.

6 Q. -- reviewed the computer?

7 A. Correct.

8 Q. And by reviewing the computer, they image the
9 computer, do they not?

10 A. Uh-huh.

11 Q. And they look through the image in order not
12 to upset the authenticity of the different files and
13 folders that were in the original seized computer,
14 correct?

15 A. Correct.

16 Q. Because you didn't know what was in the
17 computer, did you?

18 A. Correct.

19 Q. So in the event there was something there that
20 would be evidence, you didn't want to copy it and change
21 the modification dates by looking at the original; is
22 that right?

23 A. Correct.

24 Q. So what happens is that the forensic team's
25 law enforcement, what they did in this case, they imaged

1 the Dell computer that was taken from the guest house?

2 A. Correct.

3 Q. The image of the Dell computer was reviewed,
4 correct?

5 A. Correct.

6 Q. As were different CPU units that were seized,
7 one on the first floor and one on the second floor of
8 Mr. Epstein's residence, correct?

9 A. I believe there was only one on the first
10 floor. I don't believe there was one on the second
11 floor.

12 Q. So there was an additional CPU unit. What is
13 a CPU?

14 A. Like, a computer processing unit.

15 Q. And that was imaged as well, correct?

16 A. Correct.

17 Q. And the image was looked through there as
18 well?

19 A. Correct.

20 Q. And the only piece of evidence that you
21 thought might be of value was a very hazy, dim lighted
22 picture of someone that might be H.R.?

23 A. Correct. There was video images of that.

24 Q. But you couldn't tell for sure and, therefore,
25 you'd be candid with us and say, I'm not 100 percent

1 sure that it was H.R.?

2 A. It might be somebody else.

3 Q. And that was the CPU that connected to the
4 first floor camera, correct?

5 A. Correct.

6 Q. And that was the same CPU that was seen in
7 2003 to reflect the identify of the thief that was
8 stealing the money from Mr. Epstein's desk?

9 A. Possibly.

10 Q. It was the same connection? There was a
11 camera on the first floor directed at Mr. Epstein's
12 desk?

13 A. Correct.

14 Q. And the photos went into a separate unit?

15 A. Correct. That, I do remember.

16 Q. And there was nothing of value that was seen
17 in Mr. Epstein's first floor desk or office that was
18 recorded by this camera that was in the clock, correct?

19 A. Correct.

20 Q. No sex, no massage, just a man at his desk?

21 A. Correct.

22 Q. Now, when the Dell computer was returned to
23 Janusz from a complete search by the forensic team, was
24 the image of the computer returned to him as well?

25 A. I don't believe so.

1 Q. So the image was retained as evidence?

2 A. It was a packet of like CDs that contained the
3 images of that.

4 Q. Of his computer?

5 A. His computer and the other CPU computer.

6 Q. And those were retained and not returned?

7 A. Correct.

8 Q. And then they were ultimately part of the
9 subject of the grand jury subpoena that the Palm
10 Beach --

11 A. Correct.

12 Q. -- PD produced --

13 A. Correct.

14 Q. -- later in August; is that correct?

15 A. Yes, sir.

16 Q. So that, if I'm clear, the computer forensic
17 procedures used on Janusz's computer, the Dell computer,
18 were identical to those that would be used on any seized
19 computer, which is a complete and thorough computer
20 review of the image of the hard drive of the seized
21 computer?

22 A. Correct.

23 Q. And it's essentially they just an A to Z
24 search to see whether or not the computer contains any
25 file or folder or e-mail or data or picture that would

1 be consistent and further your investigation?

2 A. I don't believe there were e-mails. I think
3 it was file pictures or any data, but I don't think we
4 went into e-mails.

5 Q. So you know these computers contain,
6 essentially, a mountain of information when they are
7 regularly used?

8 A. Correct.

9 Q. And what was done by your forensic team is to
10 essentially skim or scan through or review this mountain
11 of data to see if any one file or folder or piece of
12 data was consistent with and furthered your
13 investigation?

14 A. Correct.

15 Q. And in terms of this Dell computer, the answer
16 was none?

17 A. Right.

18 Q. And in terms of the CPU that was taken from an
19 area on the first floor of Mr. Epstein's house, there
20 was none with the exception of a single image that was
21 hard to see and might be H.R.?

22 A. There were segments of videos, but again, the
23 lighting was poor, so...

24 Q. And again, when you went in there on
25 October 20th with a warrant, you had no allegation from

1 any particular witness that there would be anything on
2 any of those computers that would be a porn photo, for
3 instance?

4 MS. ARBOUR: Form.

5 BY MR. WEINBERG:

6 Q. No one told you that?

7 A. No.

8 Q. Now, this was the first time that you had a
9 discussion with Agent Kirkendahl regarding the Epstein
10 investigation, August 3rd or 4th of 2006?

11 A. I believe the first time was with Junior, the
12 second time was with Kirkendahl and another agent.

13 Q. Do you have any memos or notes of that meeting
14 or were you essentially seeing them as a witness to
15 their investigation? I mean -- strike that.

16 Did you take any notes of that meeting?

17 A. No, I did not take any notes.

18 Q. And what did you see your role as at that
19 meeting?

20 A. Providing them, basically, a synopsis of the
21 case and answering any questions that they may have.

22 Q. Do you recall any particular questions?

23 A. I knew that one of the questions were, did any
24 of the victims fly out of the country with Mr. Epstein.
25 At that point, I had that packet of some of the flight

1 logs, so...

2 Q. Which came to you from Mr. Epstein's lawyer --

3 A. Right.

4 Q. -- through the State Attorney?

5 A. But there was several that were missing, so...

6 Q. The ones you had reflected no trips on
7 Mr. Epstein's plane by any of the persons that you
8 identified as being people who went to his house --

9 A. That's --

10 Q. -- in your case, correct?

11 A. That's pretty much correct.

12 Q. Was there a third meeting with the FBI?

13 A. The third meeting I think it was when they
14 showed up with the grand jury subpoena requesting all
15 info on the case.

16 Q. And did you have a substantive discussion with
17 them on that occasion, or was it just an occasion where
18 they served the subpoena on you as the person to whom --

19 A. They served a subpoena on me as the person who
20 had the information.

21 Q. And it was a broad subpoena that essentially
22 asked you for everything?

23 A. Everything.

24 Q. And you produced everything because that's
25 what you do when you get a federal subpoena?

1 A. Pretty much.

2 Q. And did you physically bring them the case
3 materials?

4 A. No. They came to the police department and
5 took possession of them.

6 Q. Was this a fourth meeting with them?

7 A. No. That was the meeting.

8 Q. In other words, they called you in advance and
9 said they were coming with a subpoena, please --

10 A. We're coming with a truck and subpoena, get
11 everything ready.

12 Q. And they got the results of the search and
13 seizure from October 20th; is that right?

14 A. Well, everything --

15 Q. Everything on your inventory list.

16 A. Everything but what belonged to Janusz. That
17 went back to him.

18 Q. Except what you imaged that belonged to
19 Janusz, which was maintained and turned over pursuant to
20 the subpoena?

21 A. Correct.

22 Q. Second is that you gave them all of the
23 physical results of the trash pulls, correct?

24 A. Correct.

25 Q. Both those that occurred in March and April

1 under the aegis of Officer Pagan or the Burglary Task
2 Force, and those that were conducted under your
3 investigatory supervision, correct?

4 A. Correct.

5 Q. And did you watch the trash pulls or was that
6 something you said you assigned to others to watch?

7 A. That was assigned to others to watch.

8 Q. And they'd report to you that they watched it?

9 A. And they actually conducted their supplements.

10 Q. And physically, they took the bag of garbage
11 from the garbage man, right?

12 A. Correct.

13 Q. By pre-arrangement, correct?

14 A. Uh-huh.

15 Q. At a place close to Mr. Epstein's home but
16 inaccessible to his vision, correct?

17 A. Correct.

18 Q. And they then took that bag back to the Palm
19 Beach Police Department and searched within it for
20 evidence, correct?

21 A. Correct.

22 Q. And that bag, to your knowledge, was taken
23 from within Mr. Epstein's property gates?

24 A. Correct.

25 Q. Inside the gates. And it happened on occasion

1 two and three times a week?

2 A. I believe so.

3 Q. And it happened at times that there wouldn't
4 be ordinary garbage runs at Mr. Epstein's house?

5 A. Once a week there is a recycle pickup day.

6 Q. And did you participate in the search through
7 the garbage?

8 A. No.

9 Q. But others did and you directed them as to
10 what to look for, correct?

11 A. Correct.

12 Q. Evidence of Mr. Epstein's meetings with or
13 phone call -- strike that. Evidence of Mr. Epstein's
14 meetings or relationships to different witnesses in your
15 case?

16 A. Correct.

17 Q. Leads to new witnesses, correct?

18 A. Correct.

19 Q. And you got leads to new witnesses from the
20 garbage pulls, correct?

21 A. Correct.

22 Q. And then you got more leads to new witnesses
23 from message pads that were seized from Mr. Epstein's
24 home on October 20th?

25 A. Correct.

1 Q. Now, the FBI came and the file was essentially
2 checked out on October 28, 2006 at 1:30 p.m.?

3 A. Where it says TOT FBI? Yeah.

4 Q. Did you have any occasion to meet with the FBI
5 after October 28 -- or after August 28, 2006?

6 A. I think I was telephoned once by Agent
7 Kirkendahl requesting clarification on something, and
8 then I would call her, hey, how's everything going, can
9 you share anything, and no, I never got any response
10 back as far as what was going on or...

11 Q. Do you recall what the subject was that the
12 FBI agent asked you about, Agent Kirkendahl?

13 A. No.

14 Q. And so that was the last substantive
15 communication with Agent Kirkendahl?

16 A. Like I said, I would call her.

17 Q. Right, but those were essentially, what can
18 you tell --

19 A. Nothing.

20 Q. There was no content to those?

21 A. No, no.

22 Q. And what about the male agent that you
23 remembered meeting with Agent Kirkendahl that was on
24 August 4, 2006? Did you ever have a followup with him?

25 A. Shortly thereafter, I think he left the FBI,

1 and that's when Jason stepped in.

2 Q. Did you have any communications with Jason?

3 A. I can't recall if I did or didn't.

4 Q. And how about with any of the United States
5 Attorneys, did you have any substantive communications
6 with anyone in the upper hierarchy of the US Attorney's
7 office?

8 A. No.

9 Q. So there was no conversations between you and
10 the US Attorney?

11 A. No.

12 Q. The acting US Attorney?

13 A. No.

14 Q. The head of criminal?

15 A. No.

16 Q. And how about the US Attorney in charge of the
17 investigation of Mr. Epstein?

18 A. No.

19 Q. No meetings involved with Ms. Villafana?

20 A. No.

21 Q. All of your communications were with FBI
22 agents, and you've provided us with the details
23 regarding those meetings. And there were really
24 primarily two meetings; one attended by Chief Reiter
25 between you and Special Agent Ortiz, and then the

1 followup meeting which this evidence log reflects
2 occurred on August 3rd or 4th wherein you reviewed
3 largely the results of the search and seizure of
4 Mr. Epstein's home on October 20, 2005?

5 A. Correct.

6 Q. Mr. Reiter, Chief Reiter or former
7 Chief Reiter, how often do you speak to him since he
8 left office?

9 A. I've seen him maybe two or three times and
10 spoken to him maybe a handful of times.

11 Q. Do you know whether or not he is employed or
12 planning to be employed as a private investigator?

13 A. I have no idea.

14 Q. Do you know whether he was ever employed by
15 the Rothstein firm?

16 A. I have no idea.

17 Q. Do you know whether or not he's engaged in any
18 private investigation in connection with any of the
19 Plaintiffs' cases against Mr. Epstein?

20 A. I have no idea. When we speak, we don't speak
21 about business.

22 Q. Understandably, given that you're being
23 deposed.

24 Before Chief Reiter left and, in fact, before
25 the Plaintiffs' lawyers instituted these civil lawsuits,

1 though, you and the Chief would see each other
2 regularly, correct?

3 A. Yes.

4 Q. In fact, you and the Chief would e-mail each
5 other regularly regarding matters of common interests;
6 is that correct?

7 A. Yes.

8 Q. And you and the Chief would e-mail each other
9 about interests including the ongoing efforts of the
10 media to find out what's going on in the Epstein case?

11 A. Yes, through Google alerts and things he would
12 come across and things I would come across, I would send
13 to him.

14 Q. In other words, Reiter to Recarey,
15 September 6, 2007, "Channel 5 ran a major story on
16 Epstein at 6:00. Showed footage of Epstein at PBIA and
17 audio of Connolly from Vanity Fair saying Epstein would
18 take a plea as early as tomorrow, signed Reiter."

19 Do you remember that one?

20 A. Yes.

21 Q. Or Reiter to Recarey, December 10, 2008,
22 "Shiny Shade advised me they're running her article
23 tomorrow that Epstein's on work release. Read it
24 online. Please notify Nesbitt. Thanks, Reiter."

25 Do you recall following that direction and

1 notifying --

2 A. I may have called her and left her a voice
3 mail, Nesbitt Kirkendahl. Like I said, everything with
4 the FBI is one way. They don't share the information.
5 A lot of times I would call her desk line and it goes
6 right to voice mail, so I would just leave her the
7 information and...

8 Q. Can you recall as an aftermath of that
9 information regarding work release that there was some
10 discussions as to whether or not Mr. Epstein's contract
11 required him to do day-to-day in prison, meaning to
12 serve 18 months, or whether instead he had to be
13 sentenced to 18 months which would make him eligible for
14 work release and that the conclusion was that he was
15 eligible for work release like all others?

16 A. Correct.

17 Q. And do you recall Mr. Reiter, Chief Reiter,
18 having ongoing communications with a Joyce Reingold at
19 the PB Daily News in the fall of 2008?

20 A. I have no idea.

21 Q. But you knew that he was the chief and he was
22 the contact person for a lot of the media-to-police
23 communications?

24 A. Actually, Janet Consuelo is the -- well, was
25 the PIO for the Police Department. She just retired

1 last week.

2 Q. So you don't know about all these e-mails that
3 have been disclosed to us through public record searches
4 reflecting e-mails between Chief Reiter and the
5 different members of the media wherein he's keeping them
6 in touch with the events connected to the Epstein case?

7 A. No.

8 Q. Or his e-mail to the US Attorney's office,
9 saying, "Contrary to your information, you may note that
10 nothing in the story relative to the plea was attributed
11 to me, as I have not discussed this case with the news
12 media."

13 Are these not e-mails that you remember or
14 that you were copied on?

15 A. No. I'm the low man on the totem pole.

16 Q. I understand. That's why there's a chief and
17 the rest of us.

18 A. And many wigwams.

19 MR. WEINBERG: May I have one minute with my
20 co-counsel? This depo may be concluded.

21 (A brief recess was taken.)

22 MR. WEINBERG: In the interest of speed, I'll
23 say thank you for a long day, Detective Recarey.
24 I'm finished.

25 THE WITNESS: Thank you very much.

1 CROSS (DETECTIVE JOE RECAREY)

2 BY MS. ARBOUR:

3 Q. Detective, the search warrant that you
4 executed on 358 El Brillo Way, prior to the execution in
5 October of 2005, did you do any research on who the
6 property owner was?

7 A. Yes.

8 Q. And were you able to determine who owned that
9 property?

10 A. Yes. I believe it was Mr. Epstein, but I
11 think it was under a corporation.

12 Q. Did you do any research on potential residents
13 at that address?

14 A. Yes.

15 Q. And do you recall who you identified as a
16 potential resident, if anyone?

17 A. Mr. Epstein, I believe Nadia Marcinkova and
18 Adriana Musinska.

19 Q. Did you determine that it was an address used
20 by Jeffrey Epstein?

21 A. Yes.

22 Q. The message pads that you seized during the
23 search warrant in October of 2005, do you recall how
24 many there were?

25 A. Five, five or six, I think.

1 Q. Does that include the ones that were
2 ultimately returned to Mr. Janusz?

3 A. None were returned to Mr. Janusz.

4 (Deposition Exhibit No. 29 was marked for
5 identification.)

6 BY MS. ARBOUR:

7 Q. I'll show you what I've marked as 29, and I'll
8 represent to you that I got those from a public records
9 request from the State Attorney. I'll ask you to flip
10 through them and ask you if that seems to be all the
11 ones that you seized.

12 A. This was three message books. This would be
13 No. 2 on the property receipt.

14 Q. So would there be an additional two or three
15 message books marked as No. 1 or something on the
16 property receipt?

17 A. There would be No. 1, No. 2. On the search
18 warrant return, you would see the different ones that
19 had the different message books.

20 Q. Do you recall, of all of the message books
21 that you reviewed, not just the one in May I just marked
22 as 29, what time period they covered?

23 A. Off the top of my head, no, I couldn't tell
24 you.

25 Q. Do you know if they extended into 2004?

1 A. I knew we got current books and older books,
2 but I couldn't tell you the time frame.

3 Q. Do you recall what rooms the message pads were
4 taken from inside the main residence at El Brillo?

5 A. There was some taken from the small office in
6 the kitchen area, there was some taken from the kitchen
7 area, there was some taken from -- there was some taken
8 from the guest house, I believe the pool house and then
9 there is like a little pantry area. There was, I think,
10 a book taken from there too.

11 Q. And when you say the pool house, is that the
12 room that Mr. Epstein or someone used as an office out
13 by the pool?

14 A. Yes. There was like a pad, you know, like a
15 writing -- like an old grease marker pad.

16 Q. Obviously, since I got those as part of a
17 public records, a lot of them are redacted. I'm just
18 going to ask you if you recall seeing any of the
19 following names on the pads. Anything you need to refer
20 back, that's fine.

21 Do you recall seeing the name Jane Doe 2 on
22 any of those messages?

23 A. Can I refer?

24 Q. Absolutely.

25 A. Do you know, more or less, when?

1 Q. At any time.

2 A. I recall a lot of names. Would you know, more
3 or less, what page?

4 Q. The truth is, I'm not even sure if she's in
5 there. I'm just asking if her name's in there.

6 A. Oh, I can't recall.

7 Q. Do you recall seeing the name Jane Doe 4 on
8 any of those messages?

9 A. Yes.

10 Q. Do you recall seeing the name Jane Doe 3 on
11 any of those messages?

12 A. I can't recall.

13 Q. How about Jane Doe 6?

14 A. No, I'm sorry.

15 Q. How about Jane Doe 7?

16 A. Yes.

17 Q. And how about Jane Doe 8?

18 A. Yes, I remember Jane Doe 8.

19 Q. Do you recall seeing a [REDACTED] or a [REDACTED]
20 [REDACTED]?

21 A. Yes.

22 Q. Do you recall seeing the name [REDACTED]?

23 A. Yes.

24 Q. Or [REDACTED] Okay.

25 Did you ever speak with [REDACTED] at

1 any point during your investigation?

2 A. It doesn't ring a bell.

3 Q. Do you recall speaking to anyone who informed
4 you that they brought a girl named Jane Doe 8 to
5 Mr. Epstein's house?

6 A. No.

7 Q. Do you recall ever speaking to a girl who
8 informed you that she brought Jane Doe 6 to
9 Mr. Epstein's home?

10 A. No.

11 Q. During your execution of the search warrant in
12 October 2005, did you recover any vibrating massagers?

13 A. I remember a twin torpedo, but no.

14 Q. What is a twin torpedo?

15 A. Double sided --

16 Q. Okay, some type of sex toy?

17 A. Yeah.

18 Q. Which room did you recover that from?

19 A. That was from a back bedroom.

20 Q. Do you recall -- I'm sorry, did you recover
21 any lotions from within a bathroom?

22 MR. PIKE: Form.

23 THE WITNESS: From a small credenza, there was
24 a lotion -- there was a lotion in a small credenza
25 in the master bedroom, a little Joy Jelly bottle.

1 BY MS. ARBOUR:

2 Q. And the master bedroom, was that the same
3 master bedroom you understood to be the massage room?

4 A. Yes.

5 Q. Turning back to your testimony about reviewing
6 the phone records for Ms. Kellen and Mr. Epstein I
7 believe you said you reviewed as part of your
8 investigation.

9 A. Yes.

10 Q. When you reviewed Ms. Kellen's phone records,
11 what period of time did those phone records cover?

12 A. I don't know the specific time frame.

13 Q. Do you recall if it covered only 2005?

14 A. Possibly. I don't recall but...

15 Q. Would it be noted in the probable cause
16 affidavit?

17 A. Probably in the incident report.

18 Q. You can flip through if that helps to refresh
19 your recollection.

20 A. I wouldn't even know where to find it at this
21 point.

22 Q. You believe it's in the incident report,
23 though?

24 A. I believe so.

25 Q. And would it be the same time period that

1 covered Mr. Epstein's phone records as Ms. Kellen's?

2 A. I believe Mr. Epstein's was not as in depth as
3 Ms. Kellen's.

4 Q. And with regard to the phones, did you pull
5 the phone records for the house phone itself or cellular
6 phones for each of the people?

7 A. I believe it was Ms. Kellen's cell phone and
8 house phone records.

9 Q. At any point, were you able to match up
10 victims with Ms. Kellen's phone records where there had
11 been some communication between the two of them?

12 A. Yes.

13 MR. PIKE: Form.

14 BY MS. ARBOUR:

15 Q. Were any of those victims under the age of 18
16 at the time the phone calls were made?

17 MR. PIKE: Form.

18 THE WITNESS: I believe so.

19 MS. ARBOUR: Is your objection to the use of
20 the word "victim"?

21 MR. PIKE: Yes.

22 BY MS. ARBOUR:

23 Q. Were any of the witnesses that you were able
24 to cross reference with Ms. Kellen's phone records under
25 the age of 18 at the time the phone calls appear to have

1 been made?

2 A. I believe so.

3 Q. Were you able to cross reference any of the
4 witnesses with Mr. Epstein's phone records?

5 A. I only subpoenaed the house phone records
6 because there was no indication of anything on his cell.
7 But there was, I believe, some phone calls made to the
8 victims/witnesses from the house.

9 Q. And did you do any research to find out who
10 was the registered user of that house phone?

11 A. It was registered to Mr. Epstein.

12 Q. Were you able to confirm that Ms. Kellen
13 placed or received any phone calls from Jane Doe 4
14 during your review of her records?

15 A. Yes.

16 Q. Were you able to confirm that Ms. Kellen
17 received or made any phone calls to Jane Doe 7?

18 A. Yes.

19 Q. Were you able to confirm that Ms. Kellen made
20 or received any phone calls from Jane Doe 3?

21 A. I can't recall if there were any calls to
22 Jane Doe 3.

23 Q. Were you able to confirm that any phone calls
24 had been made or received by the house phone by
25 Jane Doe 4?

1 MR. PIKE: Form.

2 THE WITNESS: I believe so, yes.

3 BY MS. ARBOUR:

4 Q. Were you able to cross reference any phone
5 calls received from or made to Jane Doe 7 from the house
6 phone?

7 A. I can't recall from the house phone, I'm
8 sorry.

9 Q. When you interview -- as part of your
10 investigation, you interviewed Janusz Banasiak; is that
11 correct?

12 A. Yes. Well, I take that back. I attempted it.
13 That never happened.

14 Q. At any point, did you come to learn that he
15 rented a car for Jane Doe 4 to use?

16 A. Yes.

17 Q. And how did you learn that?

18 A. Through Jane Doe 4.

19 Q. And what did she tell you?

20 MR. PIKE: Form.

21 THE WITNESS: When I interviewed her, she told
22 me that there was a rental car for her use that she
23 was utilizing -- actually, when I went down to talk
24 to her at Lynn University, I actually found the car
25 parked in the school lot.

1 BY MS. ARBOUR:

2 Q. What did she tell you about how she came to
3 acquire that car?

4 A. She needed a car to get around.

5 MR. PIKE: Form.

6 THE WITNESS: She asked Mr. Epstein if he
7 could rent her a car, at which time there was a
8 rental car available to her.

9 BY MS. ARBOUR:

10 Q. And you went back and researched who, in fact,
11 rented that car; is that right?

12 A. Correct.

13 Q. And that was Mr. Banasiak?

14 A. Yes.

15 Q. When you met with each of the witnesses, each
16 of the girls who had later -- who you suspected may have
17 been at Mr. Epstein's house, did you tape record each
18 and every single one of the interviews?

19 A. Yes.

20 MR. PIKE: Form.

21 BY MS. ARBOUR:

22 Q. And when the incident report says that a
23 statement is sworn, that you took a sworn statement from
24 a witness, what does that mean?

25 A. Where I swear them in. I made them raise

1 their right hand and, do you solemnly swear to tell the
2 truth, the whole truth and nothing but the truth.

3 Q. Are those the exact words that you used?

4 A. Yes.

5 Q. Have you since learned that some of those
6 girls that you interviewed did not tell you the entire
7 truth about what happened at Mr. Epstein's house?

8 MR. PIKE: Form.

9 THE WITNESS: I had heard, I believe, Jane

10 Doe 4 was not truthful, 100 percent truthful.

11 BY MS. ARBOUR:

12 Q. During the course of your entire
13 investigation, did you ever have an opinion or a feeling
14 that maybe one or more of the girls was holding back on
15 what happened at Mr. Epstein's house?

16 MR. PIKE: Form.

17 THE WITNESS: Yes.

18 BY MS. ARBOUR:

19 Q. Can you tell me more about that?

20 A. I actually went to interview Jane Doe 4 twice
21 because I had that feeling from her when I spoke with
22 her. I actually went down to Lynn twice to speak to
23 her. On the second time that I went down to speak to
24 her, I told her the reason why I came down was that I
25 felt she was being untruthful, or at least telling me a

1 partial truth, and she did not elaborate any further.

2 Q. Did any of the other girls that you
3 interviewed give you that same impression, that they
4 were holding back or not telling the truth?

5 MR. PIKE: Form.

6 THE WITNESS: I also had that feeling from
7 Jane Doe 7.

8 BY MS. ARBOUR:

9 Q. What is it about Jane Doe 7 that gave you that
10 feeling?

11 MR. PIKE: Form.

12 THE WITNESS: The fact that she was extremely
13 nervous, extremely scared when talking about the
14 investigation.

15 BY MS. ARBOUR:

16 Q. When you spoke with Jane Doe 7, do you recall
17 if any of her parents were home?

18 A. Yes, her mother was present.

19 Q. Was she in the same room as Jane Doe 7 or was
20 she in a different room, do you recall?

21 A. She was in a different room.

22 Q. How did you know to go and interview Jane Doe
23 7 as part of your investigation?

24 A. That name was given to me by H.R.

25 Q. Did she indicate that Jane Doe 7 was one of

1 the girls she brought to Mr. Epstein's home?

2 A. Yes.

3 Q. What did you tell Jane Doe No. 7's parents
4 about why you were there to interview Jane Doe 7, if you
5 recall?

6 A. Pretty much same as I told all, I believe that
7 they were either a victim/witness to an investigation
8 that I was conducting about an individual that lived
9 within the Town of Palm Beach.

10 Q. When you met with Jane Doe 7 and spoke with
11 her, did she cry?

12 A. She was scared and she was nervous. We were
13 sitting -- the first time I went out to her house, she
14 was not home. We waited for a little while and
15 eventually we left, not knowing what time she was going
16 to be back. When I received a phone call the following
17 morning, I went back out there and she was visibly
18 scared. You could tell, she was shaking.

19 Q. During the course of your interview, did she
20 tell you that Mr. Epstein touched her buttocks?

21 MR. PIKE: Form.

22 BY MS. ARBOUR:

23 Q. You eventually interviewed her, correct?

24 A. Yes.

25 Q. During the course of that interview, did she

1 tell you that Mr. Epstein touched her buttocks?

2 MR. PIKE: Form.

3 MS. ARBOUR: I believe so.

4 BY MS. ARBOUR:

5 Q. During the course of that interview, did she
6 tell you that he masturbated in front of her?

7 MR. PIKE: Form.

8 THE WITNESS: I believe so.

9 BY MS. ARBOUR:

10 Q. During the course of your interview, did
11 Jane Doe 7 play you a voice mail from Ms. Kellen?

12 A. Yes.

13 Q. What do you remember about that voice mail?

14 MR. PIKE: Form.

15 THE WITNESS: It was a voice mail left on her
16 cell phone from Sarah Kellen asking Jane Doe 7 to
17 call her and let her know what I was looking into.

18 BY MS. ARBOUR:

19 Q. Did Jane Doe 7 tell you that Sarah had called
20 multiple times during the investigation?

21 MR. PIKE: Form.

22 THE WITNESS: Yes.

23 BY MS. ARBOUR:

24 Q. What is your understanding of how many times
25 Ms. Kellen called Jane Doe 7?

1 A. I believe approximately three times that
2 evening.

3 Q. Did you ever review Jane Doe 7 or Ms. Kellen's
4 phone records to see how many phone contacts there were
5 that day or within that period?

6 A. Again, I can't recall how many or the time
7 frame of the phone records.

8 Q. Did Jane Doe 7 tell you that Ms. Kellen was
9 the one she spoke with in order to arrange Mr. Epstein's
10 massages?

11 MR. PIKE: Form.

12 THE WITNESS: Yes. I do recall Sarah.

13 BY MS. ARBOUR:

14 Q. Was it your understanding that Ms. Kellen
15 would call her or she would call Ms. Kellen or did you
16 get into that at all with her?

17 MR. PIKE: Form.

18 THE WITNESS: How it was told to me was Sarah
19 would call like a day or two prior to their arrival
20 to Palm Beach, to coordinate a time and a date when
21 they were going to be in the Town of Palm Beach,
22 and if she was interested in working.

23 BY MS. ARBOUR:

24 Q. So it's your understanding Ms. Kellen would
25 make a phone call to Jane Doe 7 to schedule work?

1 A. Yes.

2 Q. During the course of your interview with
3 Jane Doe 7, did she tell you that she was paid to give
4 Mr. Epstein massages during which he touched her in a
5 sexual way?

6 MR. PIKE: Form.

7 THE WITNESS: Yes.

8 BY MS. ARBOUR:

9 Q. Did you interview a girl named Jane Doe 3 as a
10 part of your investigation?

11 A. Yes, I did.

12 Q. How did you know to speak with Jane Doe 3?

13 A. I think this was another name provided to me
14 by H.R.

15 Q. Do you recall if Jane Doe 3 told you that H.R.
16 was the one who arranged for her to go to Mr. Epstein's
17 house?

18 MR. PIKE: Form.

19 THE WITNESS: I believe so.

20 BY MS. ARBOUR:

21 Q. At any point during your conversations with
22 Jane Doe 3, did she tell you that she was paid to give
23 Mr. Epstein a massage in which he touched her in a
24 sexual manner?

25 MR. PIKE: Form.

1 THE WITNESS: That is correct.

2 BY MS. ARBOUR:

3 Q. Did she tell you that Mr. Epstein touched her
4 buttocks?

5 MR. PIKE: Form.

6 THE WITNESS: Yes.

7 BY MS. ARBOUR:

8 Q. Did she tell you that Mr. Epstein touched her
9 breasts?

10 MR. PIKE: Same objection.

11 THE WITNESS: Yes.

12 BY MS. ARBOUR:

13 Q. Did she tell you that he masturbated in front
14 of her?

15 MR. PIKE: Same objection.

16 THE WITNESS: Yes.

17 BY MS. ARBOUR:

18 Q. Did you ascertain from Jane Doe 3 if she knew
19 you were investigating Mr. Epstein before you went to
20 speak with her?

21 MR. PIKE: Form.

22 THE WITNESS: I interviewed J.S., who is an
23 associate of hers as well, and I had interviewed
24 her prior to Jane Doe 3.

25

1 BY MS. ARBOUR:

2 Q. Did Jane Doe 3 indicate to you that she was
3 expecting you to come by or that someone had told her
4 that you were investigating?

5 MR. PIKE: Form.

6 THE WITNESS: Someone had told her.

7 BY MS. ARBOUR:

8 Q. Was it your understanding that J.S. told her
9 there was an investigation?

10 MR. PIKE: Same.

11 THE WITNESS: I believe so.

12 BY MS. ARBOUR:

13 Q. Did Jane Doe 3 ever tell you that she was paid
14 to bring other underaged girls to Mr. Epstein's house
15 for massages?

16 MR. PIKE: Form.

17 THE WITNESS: I can't recall if she did or she
18 didn't.

19 BY MS. ARBOUR:

20 Q. Would it help to refer back to the PC? Do you
21 have it there?

22 A. Yeah.

23 Q. I think page 8 is Jane Doe 3.

24 MR. PIKE: Same objection to the extent the
25 question is pending.

1 THE WITNESS: Yes.

2 BY MS. ARBOUR:

3 Q. Yes, she did tell you that?

4 MR. PIKE: Form.

5 THE WITNESS: That she had gone back to the
6 house with H.R. on two other occasions.

7 BY MS. ARBOUR:

8 Q. Did she tell you who she generally spoke with
9 in order to make arrangements to go to Mr. Epstein's
10 house for these massages, whether she was providing them
11 or another girl was?

12 MR. PIKE: Form.

13 THE WITNESS: The fact that she went with
14 H.R., so I'm sure they would contact Sarah.

15 BY MS. ARBOUR:

16 Q. Did you ever pull H.R.'s phone records as a
17 part of your investigation?

18 A. I believe they were pulled by Detective Pagan.

19 Q. Do you know how many times, if any, there was
20 converse -- or there were phone calls between H.R.'s
21 number and Jane Doe 3's number on those records?

22 A. No.

23 Q. Let's focus on your interview with Jane Doe 4,
24 or your interviews with Jane Doe 4. At some point, she
25 did discuss or she did give you a version of events that

1 occurred at Mr. Epstein's house; is that correct?

2 A. Correct.

3 Q. Did she tell you that she --

4 MR. PIKE: Form.

5 BY MS. ARBOUR:

6 Q. -- went to Mr. Epstein's house more than one
7 time?

8 MR. PIKE: And form to this question.

9 THE WITNESS: Yes.

10 BY MS. ARBOUR:

11 Q. How many times did she tell you that she went
12 to Mr. Epstein's house to give him a massage?

13 MR. PIKE: Form.

14 (Mr. Epstein left the proceedings.)

15 MR. PIKE: You can continue.

16 THE WITNESS: I can't -- I don't know.

17 MR. PIKE: May I ask a quick question? Do you
18 need to terminate at 5:00?

19 MS. O'CONNER: No. Thank you, though.

20 BY MS. ARBOUR:

21 Q. Would it help to look at the PCA, page 9?

22 A. Yes. Okay.

23 Q. Did she tell you how many times she went to
24 Mr. Epstein's house to give him a massage?

25 MR. PIKE: Form.

1 THE WITNESS: A lot is what she claimed.

2 BY MS. ARBOUR:

3 Q. And over what period of time do you understand
4 she was going to Mr. Epstein's home to give him these
5 massages?

6 A. Since she was 16.

7 MR. PIKE: Form.

8 BY MS. ARBOUR:

9 Q. What is your understanding of how she came to
10 Mr. Epstein's house for the first time?

11 A. I believe she was taken to the house by H.R.

12 Q. And did she tell you on her subsequent visits
13 how she would make arrangements to get to Mr. Epstein's
14 house, if she would call Ms. Kellen or if she would call
15 the house, or can you walk me through what she told you
16 about how she got there?

17 MR. PIKE: Form.

18 THE WITNESS: If I can refer to it?

19 BY MS. ARBOUR:

20 Q. Absolutely, go ahead.

21 A. Okay.

22 Q. Did she tell you that she would call
23 Ms. Kellen to make arrangements to come over and give
24 Mr. Epstein massages?

25 MR. PIKE: Form.

1 THE WITNESS: Correct.

2 BY MS. ARBOUR:

3 Q. Did she tell you that Ms. Kellen would call
4 her to make arrangement to come over and give
5 Mr. Epstein a massage?

6 MR. PIKE: Form.

7 THE WITNESS: On occasion.

8 BY MS. ARBOUR:

9 Q. Did she tell you that she would make
10 arrangements through H.R. to go over to Mr. Epstein's
11 house to give him a massage?

12 A. Initially.

13 Q. Did you ever cross reference Jane Doe 4's
14 number on Sarah Kellen's phone records, specifically,
15 that you recall?

16 A. Jane Doe 4, I do remember on her cell phone.

17 Q. And do you recall if Jane Doe 4's number
18 appeared on Ms. Kellen's phone records?

19 A. Jane Doe 4, I believe so, yes.

20 Q. Do you know if you looked specifically to see
21 if any of Ms. Kellen's phone records indicated
22 communication between Jane Doe 4 and Ms. Kellen --
23 strike that, let me start over.

24 Do you recall looking at phone records prior
25 to June of 2005 to see if there were any cross

1 references prior to Jane Doe 4 turning 18?

2 A. I don't know. I can't recall the time frame
3 of the cell phone records.

4 Q. Do you recall if, at the time you did find
5 Jane Doe 4's number on Ms. Kellen's records, Jane Doe 4
6 was under 18?

7 A. Not -- I'm not sure because I don't know the
8 time frame I have the cell phone records from.

9 Q. Did Jane Doe 4 tell you that Mr. Epstein
10 touched her in a sexual manner on more than one
11 occasion?

12 A. Yes.

13 Q. Did she tell you that Mr. Epstein masturbated
14 in front of her?

15 MR. PIKE: Form to the last question, and form
16 to this question.

17 THE WITNESS: Yes.

18 MR. PIKE: You're just too fast.

19 MR. GARCIA: I join.

20 BY MS. ARBOUR:

21 Q. Did Jane Doe 4 tell you that she was nude in
22 front of Mr. Epstein during the massages she gave him?

23 MR. PIKE: Form.

24 THE WITNESS: I believe down to her thong
25 underwear.

1 BY MS. ARBOUR:

2 Q. And did Jane Doe 4 tell you if Mr. Epstein
3 ever touched her buttocks?

4 MR. PIKE: Form.

5 THE WITNESS: Yes.

6 BY MS. ARBOUR:

7 Q. Did Jane Doe 4 tell you that Mr. Epstein
8 touched her breasts?

9 A. Yes.

10 MR. PIKE: Form.

11 BY MS. ARBOUR:

12 Q. Did Jane Doe 4 tell you that Mr. Epstein
13 touched her genitals?

14 MR. PIKE: Form.

15 THE WITNESS: That, I don't recall.

16 BY MS. ARBOUR:

17 Q. Did Jane Doe 4 tell you that Mr. Epstein
18 performed oral sex on her?

19 MR. PIKE: Form.

20 THE WITNESS: No.

21 BY MS. ARBOUR:

22 Q. Did Jane Doe 4 tell you that Mr. Epstein used
23 a vibrator or a vibrating massager on her?

24 MR. PIKE: Form.

25 THE WITNESS: She claimed that the vibrator

1 was not used on her. She knew of the vibrator, but
2 it was not used on her.

3 BY MS. ARBOUR:

4 Q. Is it your understanding that when -- when
5 Jane Doe 4 -- so going back to what she did tell you,
6 which is that he touched her buttocks and her breasts at
7 least, was it your understanding that those incidents
8 occurred when she was under the age of 18?

9 MR. PIKE: Form, move to strike.

10 THE WITNESS: Yes.

11 BY MS. ARBOUR:

12 Q. Did she tell you that the touching of the
13 buttocks and the touching of the breasts occurred before
14 she was 18?

15 MR. PIKE: Form.

16 THE WITNESS: She had been going there since
17 the age of 16. I can't recall if she said she was
18 under 18 when he was touching her buttocks and
19 breasts.

20 BY MS. ARBOUR:

21 Q. When you interviewed Jane Doe 4, where did the
22 interview take place?

23 A. Lynn University.

24 Q. And was it in a particular place, in a
25 particular room, or --

1 A. It was in a small office room within -- next
2 to the PE room.

3 Q. And was anyone else present?

4 A. Detective Dawson.

5 Q. And did Jane Doe 4 -- during the course of
6 your interview, was Jane Doe 4 crying?

7 A. She was shaken, nervous and occasionally she
8 would cry.

9 Q. Was that the first interview or the second
10 interview that took place --

11 A. The first one.

12 Q. -- in that room?

13 A. The first one.

14 Q. Where did the second interview take place?

15 A. She had just finished playing soccer. I want
16 to say -- the second one, I believe, was in the PE area.
17 It was like a gym, like a gymnasium.

18 Q. And in that second interview, was she crying
19 when she spoke with you?

20 A. I can't recall if she was or if she wasn't. I
21 know the first one she was.

22 Q. Did she ever ask you if she was in trouble for
23 what happened at Mr. Epstein's house?

24 MR. PIKE: Form.

25 THE WITNESS: I don't recall.

1 BY MS. ARBOUR:

2 Q. Do you recall if any of the witnesses that you
3 interviewed asked if they were in trouble for what
4 happened at Mr. Epstein's house or for what they say
5 happened at Mr. Epstein's house?

6 MR. PIKE: Form.

7 THE WITNESS: I recall J.S. was concerned that
8 she might have been -- be getting into trouble.

9 BY MS. ARBOUR:

10 Q. Let me show you this, marked 30.

11 (Deposition Exhibit No. 30 was marked for
12 identification.)

13 BY MS. ARBOUR:-

14 Q. Detective, have you seen that document before?

15 A. Yes.

16 Q. And what are you recognizing this document to
17 be?

18 A. It is from a memo pad, from Mr. Epstein's memo
19 pad. It's a sheet.

20 Q. Did you recover this document from a trash
21 pull that you did on Mr. Epstein's residence?

22 A. Yes.

23 Q. There's a name that's redacted on there. Do
24 you remember if that name was Jane Doe 4?

25 A. Yes.

1 Q. The number that's on there, [REDACTED], do you
2 see that?

3 A. Yes.

4 Q. Did you do any investigation into that number?

5 A. Yes.

6 Q. And what did you find it to be?

7 A. I believe that was Jane Doe 4's number.

8 Q. And how about the other number that's on
9 there, [REDACTED], did you investigate that number?

10 A. I believe I did request subscriber information
11 on that. I can't recall who that came back to, though.

12 MS. O'CONNER: Can we go off the record for a
13 minute?

14 MS. ARBOUR: Sure.

15 (Discussion held off the record.)

16 BY MS. ARBOUR:

17 Q. Did you ask Jane Doe 4 about this note?

18 A. No.

19 Q. Why not?

20 A. I felt that she was holding back from me, so I
21 didn't want to let her know what I knew. I stressed to
22 her that I knew a lot more than what I was letting on
23 to, but she continued with her limited story.

24 Q. At any point, did Jane Doe 4 tell you that she
25 had told Mr. Epstein about the police investigation?

1 MR. PIKE: Form.

2 THE WITNESS: I can't recall if she said
3 anything.

4 BY MS. ARBOUR:

5 Q. Do you recall if any of the witnesses that you
6 spoke with told you that they told Mr. Epstein about the
7 police investigation, your investigation?

8 MR. PIKE: Form.

9 THE WITNESS: I believe L.A., when I
10 interviewed her in Orlando.

11 BY MS. ARBOUR:

12 Q. Did that interview take place before or after
13 Jane Doe 4's first interview?

14 A. After.

15 Q. And what did you and L.A. discuss about her
16 reporting to Mr. Epstein about your investigation?

17 MR. PIKE: Form.

18 THE WITNESS: That she had been contacted
19 prior to me by a private investigator and wanted to
20 know what she knew about the police investigation
21 and wanted her to call the investigator after I
22 would leave.

23 BY MS. ARBOUR:

24 Q. Did she tell you who this supposed
25 investigator worked for --

1 MR. PIKE: Form.

2 BY MS. ARBOUR:

3 Q. -- that had called her?

4 MR. PIKE: Same.

5 THE WITNESS: I want to say Mr. Black's
6 office.

7 BY MS. ARBOUR:

8 Q. Do you recall the name of the investigator she
9 told you was trying to contact her?

10 MR. PIKE: Form.

11 THE WITNESS: I don't know. I can't recall.
12 There were so many PIs.

13 BY MS. ARBOUR:

14 Q. Does the name Bill Reilly ring a bell?

15 A. Yes.

16 Q. Was he the investigator that L.A. said called
17 him -- or called her, I'm sorry?

18 A. I believe so, yes. And they had met in an --

19 MR. PIKE: Form.

20 THE WITNESS: -- Applebee's or like a
21 Chili's/Applebee's type restaurant.

22 BY MS. ARBOUR:

23 Q. Did any of the other witnesses that you
24 interviewed indicate that Mr. Reilly had tried to
25 contact them?

1 MR. PIKE: Form. Form. It's hearsay, that's
2 all.

3 MS. ARBOUR: You said form twice.

4 MR. PIKE: I'm just making sure you're not
5 beating me to the punch with another fast question.

6 THE WITNESS: After I had interviewed certain
7 people, I've gotten phone calls that the private
8 investigator had shown up and asking them questions
9 similar to the questions I was asking.

10 BY MS. ARBOUR:

11 Q. And of those phone calls that you've received,
12 were those all after the grand jury indictment in the
13 summer of 2006?

14 A. Prior.

15 Q. Prior to? Okay.

16 And do you recall if Jane Doe 4 ever told you
17 that she had been contacted by Mr. Reilly?

18 A. I can't recall if she did.

19 Q. Let me show you this one. We'll mark this 31.
20 (Deposition Exhibit No. 31 was marked for
21 identification.)

22 THE WITNESS: Yes, I remember that.

23 BY MS. ARBOUR:

24 Q. Have you seen this document before?

25 A. Yes.

1 Q. What do you recognize this to be?

2 A. This came from a trash pull where it says Jane
3 Doe 4 cannot come at 7:00 because of soccer.

4 Q. And so the name that's redacted on there is
5 Jane Doe 4?

6 A. Yes.

7 Q. Did you ever ask Jane Doe 4 about this note?

8 A. No, I did not.

9 Q. For the same reason you didn't ask her about
10 the other one?

11 A. Correct.

12 Q. During the course of your investigation, did
13 you uncover any other alleged victims who were named
14 Jane Doe 4?

15 MR. PIKE: Form.

16 THE WITNESS: No, I did not.

17 BY MS. ARBOUR:

18 Q. Do you recall your interview with Jane Doe 2?

19 A. Yes.

20 Q. And you testified about it in the previous
21 deposition, so I want to ask you just a couple of
22 followup questions about that.

23 How did you know to speak with Jane Doe 2?

24 MR. PIKE: Form.

25 THE WITNESS: Her name -- I think her name was

1 given by -- her name was given by another female,
2 another of the witnesses.

3 BY MS. ARBOUR:

4 Q. Would it have been Jane Doe 3 who told you her
5 name?

6 MR. PIKE: Form.

7 BY MS. ARBOUR:

8 Q. Do you recall?

9 A. I believe so. I'm not 100 percent certain,
10 though.

11 Q. If it would be in the PCA, if you want to take
12 a look, that's okay. I think she's page 18.

13 A. I believe so.

14 Q. Is it your understanding that Jane Doe 2 was
15 brought to Mr. Epstein's home prior to turning 18 in
16 order to provide him a massage?

17 A. Yes.

18 MR. PIKE: Form.

19 BY MS. ARBOUR:

20 Q. Did she tell you that during the course of a
21 massage with Mr. Epstein, she was touched in a sexual
22 manner by Mr. Epstein?

23 MR. PIKE: Form.

24 THE WITNESS: Yes.

25 BY MS. ARBOUR:

1 Q. Did she tell you that Mr. Epstein asked her to
2 remove her pants and her shirt during that massage and,
3 in fact, she did remove her pants and shirt?

4 MR. PIKE: Form.

5 THE WITNESS: That she did, yes.

6 BY MS. ARBOUR:

7 Q. Did Jane Doe 2 tell you if Mr. Epstein removed
8 her bra and touched her breasts?

9 MR. PIKE: Form.

10 THE WITNESS: I believe so.

11 BY MS. ARBOUR:

12 Q. Did she tell you that Mr. Epstein masturbated
13 in front of her?

14 MR. PIKE: Form.

15 THE WITNESS: Yes.

16 BY MS. ARBOUR:

17 Q. Did she tell you that Mr. Epstein touched her
18 vaginal area?

19 MR. PIKE: Form.

20 THE WITNESS: Yes.

21 BY MS. ARBOUR:

22 Q. Did she -- is this the one you were referring
23 to earlier where she told you that he put his fingers
24 inside of her vagina?

25 MR. PIKE: Form.

1 THE WITNESS: Yes.

2 BY MS. ARBOUR:

3 Q. Did she tell you that Mr. Epstein made any
4 comments about her clitoris?

5 MR. PIKE: Form.

6 THE WITNESS: I believe he mentioned how large
7 it was.

8 BY MS. ARBOUR:

9 Q. Is it your understanding that from what Jane
10 Doe 2 told you, that these events happened before
11 Jane Doe 2 turned 18?

12 MR. PIKE: Form.

13 THE WITNESS: Yes.

14 BY MS. ARBOUR:

15 Q. Did Jane Doe 2 tell you she went there before
16 she turned 18?

17 MR. PIKE: Form.

18 THE WITNESS: Yes, she told me she was, I
19 believe, 16 years of age.

20 MR. PIKE: Can we take a quick break?

21 MS. ARBOUR: I'm almost done.

22 Just for the record, I've got the most amount
23 of plaintiffs and I've been the quickest.

24 (A brief recess was taken.)

25 BY MS. ARBOUR:

1 Q. You testified earlier that you turned over a
2 thumb drive to the FBI that had pictures of victims on
3 it --

4 A. Correct.

5 Q. -- is that what you said?

6 A. Correct.

7 Q. Do you recall what girls were on that thumb
8 drive that you turned over?

9 A. The girls that were mentioned in the report.
10 I know I acquired yearbooks from the schools for what
11 they looked like back then, compared to DL photos that
12 we were able to save their image. Of course I went onto
13 my thumb drive...

14 Q. And now the FBI has that?

15 A. Any and all information.

16 Q. You said it was in the report, the girls would
17 be listed in the report. What report are you referring
18 to?

19 A. The incident report.

20 Q. Do you recall if there were any pictures of
21 Jane Doe 2 on that thumb drive?

22 A. Yes, there was.

23 Q. How about Jane Doe 4?

24 A. Yes, there was.

25 Q. How about Jane Doe 3?

1 A. Yes, there was.

2 Q. How about Jane Doe 7?

3 A. Yes.

4 Q. How about a girl that we haven't discussed
5 named Jane Doe 5?

6 A. No.

7 Q. How about a girl named Jane Doe 6?

8 A. No.

9 Q. How about Jane Doe 8?

10 A. No.

11 Q. At any time during your investigation, did you
12 speak to Jane Doe 5?

13 A. No.

14 Q. Did you speak to a girl named Jane Doe 6?

15 A. No.

16 Q. Did you ever speak to a girl named Jane Doe 8?

17 A. No.

18 Q. You were asked some questions earlier about a
19 private investigator following you and pulling your
20 trash I believe you said.

21 A. Yes.

22 Q. Can you tell me more about that?

23 MR. PIKE: Form.

24 THE WITNESS: Sometime during the
25 investigation, it was discovered that we had

1 private investigators following myself and former
2 Chief Reiter. When I would leave work and I'd go
3 visit my children, I would notice a car two lengths
4 behind me doing the exact same moves I did. If I
5 sped up, he sped up; if I slowed down, he slowed
6 down..

7 I purposely -- I purposely drove way under the
8 speed limit just to see if he would go around. No
9 cars around us and he stayed right behind me. I
10 made several U-turns, he did the same exact thing.
11 So it was clearly evident I was being followed.

12 I did manage to obtain a driver's license
13 plate number and it came back to a private
14 investigator.

15 I was actually called by one of the PIs, which
16 the phone number came back to the Law Office of Roy
17 Black in Miami.

18 As far as my trash being pulled, it became
19 clearly evident the day after Thanksgiving where
20 there is no trash pickup in my neighborhood, at my
21 house, the day after Thanksgiving, it's a holiday,
22 everybody's cans were full and mine is empty.

23 MR. PIKE: Form. Move to strike.

24 BY MS. ARBOUR:

25 Q. Did you ever do any research to determine the

1 identity of the private investigators that you believed
2 were following you?

3 A. Yes. I did obtain -- based on their license
4 plate, I was able to obtain who they were and which PI
5 firm they represent.

6 Q. Did you ever speak to any --

7 MR. PIKE: Same objection.

8 BY MS. ARBOUR:

9 Q. Did you ever speak to any representatives of
10 that PI firm?

11 A. No.

12 Q. Do you have any information about who, if
13 anyone, hired them to follow you?

14 A. Aside from that one phone call that came back
15 to Roy Black's office.

16 Q. And that was the investigator's calling you or
17 you were calling the investigators?

18 A. No. They actually called me by mistake.

19 Q. Okay. So you didn't actually speak to anyone?

20 A. No. They asked me who I was, and I said who
21 are you, and they hung up. I had the number on my
22 caller ID. I cross referenced the phone number and it
23 came back to it.

24 Q. And to the best of your recollection, all of
25 this occurred sometime in that September to May 2006 --

1 September '05 to May 2006 time period?

2 A. Yes.

3 Q. Did you ever speak with any of the other
4 witnesses who indicated to you that they believed they
5 were being followed?

6 A. Yes.

7 Q. What witnesses indicated they thought they
8 were being followed?

9 A. I received several phone calls from Jane Doe
10 103, indicating that she was -- her neighbors were being
11 talked to. People were going to her door representing
12 themselves to be a police officer at first and then
13 later identifying themselves as a private investigator.

14 Q. And did that occur sometime in that same
15 September '05 to May 2006 time period?

16 A. Correct.

17 Q. Did any other witnesses that you can recall
18 express similar concerns about being followed or being
19 investigated?

20 A. Yes. Jane Doe II. I had received several
21 text messages and phone calls indicating similar, where
22 PIs were speaking to her friends, her family, previous
23 boyfriends and following her around.

24 MR. PIKE: Form.

25 BY MS. ARBOUR:

1 Q. Did Jane Doe 7 ever express to you that she
2 was worried she was being followed or investigated by a
3 private investigator?

4 MR. PIKE: Form.

5 THE WITNESS: Not that I can recall.

6 BY MS. ARBOUR:

7 Q. How about Jane Doe 3?

8 MR. PIKE: Form.

9 THE WITNESS: Not that I can recall.

10 BY MS. ARBOUR:

11 Q. How about Jane Doe 4, did she ever indicate to
12 you that she was worried that she was being followed or
13 investigated?

14 MR. PIKE: Form.

15 THE WITNESS: Not that I can recall.

16 MS. ARBOUR: I think that's all I have.

17 CROSS (DETECTIVE JOE RECAREY)

18 BY MR. GARCIA:

19 Q. Just a couple of questions. Jane Doe II, you
20 just mentioned her, how many phone calls or how many
21 conversations did you have with her?

22 A. Probably less than a handful.

23 Q. By phone or in person or --

24 A. By phone.

25 Q. And how did you meet Jane Doe II?

1 A. Actually, she came to the police station and
2 spoke with Detective Dawson once there was information
3 pertaining to Mr. Epstein's arrest.

4 Q. After the arrest was made?

5 A. Correct.

6 Q. Why was that assigned to Detective Dawson as
7 opposed to yourself?

8 MR. PIKE: Form.

9 THE WITNESS: I had taken a week vacation.

10 BY MR. GARCIA:

11 Q. Was there any followup after Detective Dawson
12 spoke to her?

13 A. Yes, I did make telephone contact with her, to
14 let her know that I had the case, and that I was going
15 to be looking into the case further. When the FBI took
16 all the information, I notified her and let her know
17 that the FBI was going to be looking into this as well.
18 And then it was clearly evident to me that it was just
19 going to be the FBI looking into this, so...

20 Q. And now, was the -- I'm trying to just piece
21 together the sequence. You said she came to you after
22 Epstein was arrested, correct?

23 A. Correct.

24 Q. Had the FBI already taken your files at that
25 point?

1 A. Negative.

2 Q. So there was an arrest. And the plea deal,
3 was that struck shortly after the arrest?

4 A. The plea deal didn't get struck until further
5 down the road.

6 Q. But it was after the FBI took all your
7 documents?

8 A. When she came in?

9 Q. No, in terms of the plea deal.

10 A. Oh, yeah, it was after, way after.

11 Q. And other -- I have one statement that she
12 gave to detective -- I'm sorry, Sergeant Dawson,
13 apparently. It's dated -- can you tell me what the date
14 of that report is?

15 A. 7/28/06.

16 Q. Do you know if there are any other reports
17 that were taken of Jane Doe II's involvement in this
18 case from the Palm Beach Police Department?

19 A. Not that I'm aware of.

20 Q. That's the only one? Okay.

21 Did you ever present her information to the
22 State Attorney's office for a criminal prosecution?

23 A. No.

24 Q. Do you know why?

25 A. Prior to me getting into the case, there was

1 already -- the discussion was occurring already with the
2 FBI, and there was original talk in the very beginning
3 with the State Attorney's office that they were going to
4 amend the charges, depending on the new victims that
5 came forward and what they had to say. And then the
6 Feds came in and then...

7 Q. And then that was that?

8 A. That was it.

9 Q. Do you know a man named Charles or Gerald
10 Goldsmith? He ran for mayor or something.

11 A. Yeah, I know of him, but...

12 Q. You've never met him?

13 A. I mean, I know who he is if I see him, but he
14 doesn't -- we don't speak or...

15 Q. Did Chief Reiter ever tell you or confide in
16 you or report to you that Mr. Goldsmith was seeking
17 information about the investigation of Mr. Epstein?

18 A. He had mentioned that to me.

19 Q. And what did he tell you about that?

20 A. That he had received basically an inquiry from
21 Goldsmith and basically to back off the investigation.

22 Q. Do you recall when Chief Reiter reported this
23 to you?

24 A. No.

25 MR. PIKE: Form.

BY MR. GARCIA:

Q. Was there any issue about any donations that Mr. Epstein had made to the Police Department?

A. You know, I heard he had made a donation and it was returned to him, but I don't know any of that information at all.

Q. Regarding the conversations that you had with Jane Doe II, you said there were some text messages or phone calls. Did you make any reports of those conversations?

A. No, I did not. The text messages was because she was concerned that her family, her boyfriend were being questioned by PIs, they were being told certain things about the case, and she was concerned that it was like a harassment type of thing.

Q. Was she able to ascertain the names of the investigators?

A. I believe she did. I believe it was on the text message she sent me.

MR. GARCIA: Okay, that's all I have.

MS. ARBOUR: Can I just ask one more? Is that all right?

RE CROSS (DETECTIVE JOE RE CAREY)

BY MS. ARBOUR:

Q. Detective, during the course of your

1 investigation, would you say that it was absolutely
2 critical that you knew the amount of times a girl went
3 to Mr. Epstein's house?

4 MR. PIKE: Form.

5 THE WITNESS: Would I say it was critical? I
6 wanted to know if it was once or twice, more than
7 10, more than 15, more than 20.

8 BY MS. ARBOUR:

9 Q. Would it be fair to say it was more important
10 to you, during the course of your investigation, to get
11 a general sense of what happened and approximately how
12 many times it happened rather than an exact number of
13 times?

14 A. Correct.

15 MS. ARBOUR: That's all I have.

16 RECROSS (DETECTIVE JOE RECAREY)

17 BY MR. GARCIA:

18 Q. I'm sorry, I forgot to ask you something. The
19 Assistant State Attorney that you were working with on
20 this case --

21 A. Yes.

22 Q. -- I keep forgetting her name. What's her
23 name again?

24 A. Lanna Belohlavek.

25 Q. Now, is she an attorney who tried a lot of

1 cases for the State Attorney's office or did she work
2 more in the intake section of the State Attorney's
3 office, if you know?

4 A. I don't know exactly how many times she's been
5 to trial, but -- I couldn't tell you.

6 Q. And did she make the presentation to the grand
7 jury?

8 A. Yes.

9 Q. By herself?

10 A. Yes.

11 Q. Did you ever participate in any cases where
12 she was the trial attorney for the State Attorney's
13 office?

14 A. No. No, I did not.

15 Q. And did she explain to you why she thought
16 that these minor girls who were lured, in exchange for
17 compensation to perform sex acts on Mr. Epstein, were
18 not victims in her mind?

19 MR. WEINBERG: Form.

20 THE WITNESS: Based on the MySpace pages that
21 she viewed, she had made that determination.

22 BY MR. GARCIA:

23 Q. Just based on that?

24 A. That was my -- that's what she basically told
25 me.

1 Q. Did she know that it was a federal crime to
2 solicit underaged women for prostitution?

3 MR. PIKE: Form.

4 BY MR. GARCIA:

5 Q. Or did she appear to know that?

6 MR. PIKE: Same.

7 THE WITNESS: I have no idea.

8 MR. GARCIA: All right. Thanks.

9 MR. PIKE: Any followup? Okay.

10 MS. O'CONNER: So we're concluded, right?

11 MR. PIKE: We are concluded.

12 MS. O'CONNER: We're going to read.

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14
15 (Witness excused.)

16 (Deposition was concluded.)
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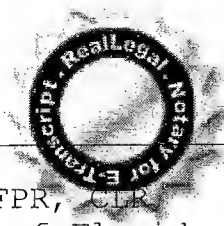
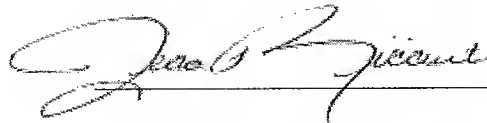
CERTIFICATE OF OATH

THE STATE OF FLORIDA

COUNTY OF PALM BEACH

I, the undersigned authority, certify that
DETECTIVE JOE RE CAREY personally appeared before me and
was duly sworn on the 27th day of April, 2010.

Dated this 27th day of April, 2010.



Jeana Ricciuti, RPR, FPR, CLR
Notary Public - State of Florida
My Commission Expires: 2/17/2013
My Commission No.: DD 854778

C E R T I F I C A T E

THE STATE OF FLORIDA

COUNTY OF PALM BEACH

I, Jeana Ricciuti, Registered Professional Reporter and Notary Public in and for the State of Florida at large, do hereby certify that I was authorized to and did report said deposition in stenotype; and that the foregoing pages are a true and correct transcription of my shorthand notes of said deposition.

I further certify that said deposition was taken at the time and place hereinabove set forth and that the taking of said deposition was commenced and completed as hereinabove set out.

I further certify that I am not an attorney or counsel of any of the parties, nor am I a relative or employee of any attorney or counsel of party connected with the action, nor am I financially interested in the action.

The foregoing certification of this transcript does not apply to any reproduction of the same by any means unless under the direct control and/or direction of the certifying reporter.

Dated this 11th day of May, 2010.



Jeana Ricciuti, RPR, FPR, CLR

DATE: May 11, 2010

TO: DETECTIVE JOE RE CAREY
c/o Joanne M. O'Connor, Esquire
JONES, FOSTER, JOHNSTON & STUBBS
505 South Flagler Drive, Suite 1100
West Palm Beach, Florida 33401

IN RE: Jane Doe 2 v. Epstein

Please take notice that on Tuesday, the 27th of April, 2010, you gave your deposition in the above-referred matter. At that time, you did not waive signature. It is now necessary that you sign your deposition.

As previously agreed to, the transcript will be furnished to you through your counsel. Please read the following instructions carefully:

At the end of the transcript you will find an errata sheet. As you read your deposition, any changes or corrections that you wish to make should be noted on the errata sheet, citing page and line number of said change. DO NOT write on the transcript itself. Once you have read the transcript and noted any changes, be sure to sign and date the errata sheet and return these pages to me.

If you do not read and sign the deposition within a reasonable time (i.e., 30 days unless otherwise directed) the original, which has already been forwarded to the ordering attorney, may be filed with the Clerk of the Court. If you wish to waive your signature, sign your name in the blank at the bottom of this letter and return it to us.

Very truly yours,

Jeana Ricciuti, RPR, FPR, CLR
Prose Court Reporting Agency, Inc.
250 S. Australian Avenue, Ste 1500
West Palm Beach, Florida 33401

I do hereby waive my signature.

DETECTIVE JOE RE CAREY

C E R T I F I C A T E

- - -

THE STATE OF FLORIDA

COUNTY OF PALM BEACH

I hereby certify that I have read the foregoing deposition by me given, and that the statements contained herein are true and correct to the best of my knowledge and belief, with the exception of any corrections or notations made on the errata sheet, if one was executed.

Dated this ____ day of _____,
2010.

DETECTIVE JOE RE CAREY

IN RE: JANE DOE 2 v. EPSTEIN CR: JEANA RICCIUTI
DEPOSITION OF: DETECTIVE JOE RECAREY
TAKEN: April 27, 2010

PAGE #	LINE #	CHANGE	REASON
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[illegible]

Under penalty of perjury, I declare that I have read my deposition and that it is true and correct subject to any changes in form or substance entered here.

SIGNATURE OF DEPONENT: _____